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# Item 6

## Action

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### *Lobbying Recommendations*

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**Executive Summary:** This item presents recommendations to improve the Municipal Lobbying Ordinance.

**Recommended Action:** Approve the recommendations in Attachment D.

**Presenter:** Arman David Tarzi, Director of Policy  
Mark Low, Lobbying Program Manager

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## ***Lobbying Recommendations***

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### **A. Introduction**

The Los Angeles City Charter (Charter) charges the Ethics Commission with periodically evaluating and making recommendations concerning the effectiveness of the laws within its jurisdiction. Charter § 702(f). In the last five years, the Ethics Commission has conducted comprehensive reviews of the City's campaign finance laws, governmental ethics laws, enforcement regulations, and advice regulations.

The Ethics Commission has since launched a review of the Municipal Lobbying Ordinance (MLO). This report continues that conversation and provides a complete set of recommendations regarding the MLO. Staff presented recommendations regarding key definitions, exemptions, and prohibitions at the Ethics Commission meetings on August 9 and October 18, 2016. Those recommendations were approved in concept, and two are revisited below in Section E. The new recommendations, which affect issues such as registration and reporting, are explained in Section F.

A number of attachments are provided to assist in this review. The definitions, including those that have already been conceptually approved, are included in Attachment A. Key recommendations are summarized in Attachment B, and Attachment C summarizes the recommended contents of registration and disclosure statements. Attachments D and E are clean and redlined versions of the proposed MLO, and Attachment F provides the written comments that have been received to date.

### **B. History**

City laws regulating the conduct of lobbyists have been in effect for 50 years. On July 1, 1967, the City enacted its first ordinance regulating lobbying activities by requiring any person who attempted to influence municipal legislation for pay to register with the City Clerk as a "municipal legislative advocate." *See previous Los Angeles Municipal Code (LAMC) §§ 48.02-08.* Once registered, legislative advocates had quarterly reporting requirements and were subject to regulations regarding their conduct.

After Los Angeles voters created the Ethics Commission in 1990, the legislative advocate ordinance was repealed and replaced by the MLO. *See Ordinance No. 169916, effective August 10, 1994; LAMC §§ 48.01 et seq.* The MLO currently requires registration by lobbyists and lobbying firms, as well as quarterly disclosures by lobbyists, lobbying firms, lobbyist employers, and major filers regarding their lobbying activities, compensation, expenses, and political activities.

Over the years, the MLO has undergone relatively few amendments, all of which were addressed in a piecemeal fashion. For example, the definition of "lobbyist" was amended in

2007, as the result of a measure placed on the ballot by the City Council. *See Measure H*, adopted November 7, 2006; effective January 15, 2007. More recently, in 2013, the Ethics Commission recommended and the City Council adopted a requirement that lobbying entities register and report their activities electronically. LAMC § 48.06(B).

The Ethics Commission conducted a comprehensive review of the MLO in 2008, but the resulting recommendations were not implemented by the City Council at that time. This review is informed by that one. However, because we have gained more experience in administering the laws in the intervening eight years, this review is not identical.

### **C. Process**

As with each of our policy reviews, we have engaged in many hours of staff discussions, across all of the disciplines within the agency and based on our experiences administering the MLO over the past 23 years. As part of that process, we reviewed the lobbying laws of other jurisdictions, including cities and other jurisdictions in California and across the United States, to provide context for our law. We have also held discussions, both in person and by phone, with representatives of other City agencies and with practitioners from other jurisdictions.

An important part of any policy review is hearing from the public and the regulated communities. Over the past 18 months, staff has solicited input on multiple occasions from thousands of email subscribers. Staff held several interested persons meetings, reached out to numerous non-profit organizations, and contacted several registered lobbying entities. Staff also worked with the Department of Neighborhood Empowerment to solicit input from neighborhood councils. Written comments that have been received to date are provided in Attachment F.

### **D. Guiding Principles**

The primary purpose of any lobbying law should be to promote transparency and accountability in government. While a variety of different lobbying systems exist around the country, we have sought to arrive at the answers that are best for our jurisdiction. To that end, we have endeavored to ensure that our recommendations reflect the following six principles, which are enumerated in the MLO:

1. City government exists to serve the needs of all citizens.
2. The public has a right to know the identities of the interests that attempt to influence City decisions, as well as the means those interests employ.
3. All persons engaged in compensated lobbying should be subject to the same regulations, regardless of their background, training, qualifications, or licenses.
4. Complete public disclosure of the full range of lobbyist activities and their financing is essential to maintaining public confidence in the integrity of local government.

5. Lobbyists must not misrepresent facts, their positions, or attempt to deceive officials through false communications, place City officials under personal obligation to themselves or their clients, or represent that they can control the actions of City officials.
6. Any amendments to the City's lobbying laws must ensure adequate and effective disclosure of information about efforts to lobby City government.

LAMC § 48.01(B). These findings and principles underscore the City's historic goal of ensuring adequate and effective public disclosure about lobbying activity, while acknowledging the vital role that lobbying plays in City life. Lobbyists can and do help individuals and organizations effectively educate and communicate their views to the City's decision makers and can thereby help to improve outcomes for the community as a whole. The nonprofit organization, City Ethics, states the following in its 2016 publication, *The Regulation of Local Lobbying*:

[I]t is important to acknowledge that lobbying ... is not a bad thing in and of itself. In fact, it plays an important role in our democracy. It is a way for citizens (including those who run businesses as well as those who lead citizen groups) to get their opinions heard by government officials; it is a way to educate government officials and the public; and it is a way to provide specialized expertise to government.

Wechsler, Robert, *The Regulation of Local Lobbying*, 2016, p. 26. To that end, the MLO is not intended to interfere with or limit lobbying. Instead, it is simply a statement that when lobbying activity reaches significant levels, the public has a right to know who is trying to influence the way government is run and how public tax dollars are spent.

The transparency that the MLO fosters is important, because it may encourage public officials "to meet with multiple parties in a matter and ... hear a range of views, which will help them make decisions in a more fair, balanced manner and, presumably, more in the public interest, rather than in the interest of well-connected companies." *Id.* at 29-30. Transparency is also important to avoid the appearance of impropriety. "[I]t is on the basis of appearances that citizens decide how much to participate in local government, including by voting." *Id.* at 30.

In short, the MLO is a disclosure law that is designed to support an informed citizenry, protect City decision makers, and promote accountability for those who attempt to influence City decisions.

## **E. Existing Recommendations**

Most of the recommendations that were previously presented were approved in concept, and they are included in Attachment A. However, staff was asked to revisit two specific areas: the definition of "lobbyist" and 501(c)(3) organizations.

## 1. Definition of “Lobbyist”

It was noted in our previous discussions that the most fundamental issue of any lobbying law is who qualifies as a lobbyist. For 40 years, from 1967 to 2007, City law defined a lobbyist as an individual who received or became entitled to receive compensation for lobbying activity. *See* former LAMC § 48.02(a), effective 1967; former LAMC § 48.02, effective 1994. However, with the adoption of Measure H, which was placed on the ballot without the Ethics Commission being able to weigh in, the definition was altered to focus on time rather than money. The MLO currently defines a lobbyist as an individual who is compensated to spend 30 or more hours in any consecutive three-month period engaged in lobbying activity. LAMC § 48.02.

To enhance transparency and accountability, we recommend returning to a compensation-based definition of “lobbyist”. In August and October of 2016, we recommended that a lobbyist be defined as an individual who becomes entitled to receive \$2,000 or more in a calendar year for lobbying on behalf of another person. The \$2,000 threshold was recommended because it aligned with the campaign finance disclosure threshold, another law designed to inform the public about money spent to influence action.

Members of the Ethics Commission agreed on the concept of returning to a compensation-based definition; however, they asked staff to consider raising the threshold to \$5,000 or more in a calendar year. Staff has revisited the definition and, for the following reasons, concurs with a \$5,000 threshold.

An annual threshold of \$5,000 would continue to reflect the Ethics Commission’s historic view that not every person engaged in lobbying activities should be subject to regulation. Increasing the registration threshold helps alleviate the concerns that the previously proposed threshold was too low and would impose regulation on persons who are not engaged in significant levels of lobbying.

A registration threshold of \$5,000 also compares favorably with thresholds in other cities. Of the ten largest cities in the United States, Los Angeles is the only one that does not currently have a compensation-based registration threshold. Six have a threshold of \$800 or less per year (including four that have no dollar value threshold). *See* Chicago Municipal Code (CMC) Ch. 2-156-010 (p); Houston Code of Ordinances (HCO), Art. 5 Sec. 18-71; Phoenix City Code (PCC) § 2-1000.7; San Antonio Ethics Code (SAEC) Art. III, Div. 5 § 2-62(h); San Diego Municipal Code (SDMC) § 27.4002; Dallas City Code (DCC), Art. II-A. § 12A-15.3. However, the threshold in San Jose is roughly equivalent to \$4,000 per year, the threshold in New York City is \$5,000 per year, and the threshold in Philadelphia is \$10,000 per year. *See* New York Legislative Law (NYLL), Art. 1-A § 1-e.; San Jose Municipal Code (SJMC) § 12.12.180; Philadelphia Code (PC), Ch. 20-1200. § 9.2(b). Therefore, a \$5,000 threshold is certainly in keeping with laws in other major municipal jurisdictions.

For these reasons, staff now recommends a registration threshold of \$5,000 per year. *See* proposed LAMC § 48.02(T); Attachment A, p. 5; Attachment D, p. 5.

## 2. 501(c)(3) Organizations

The MLO currently exempts from regulation an organization that is tax-exempt under section 501(c)(3) of the Internal Revenue Code if it receives government funding and provides direct representation services free of charge to indigent persons. LAMC § 48.03(E). At the August 2016 meeting, staff recommended expanding the current exemption to include any 501(c)(3) organization that provides basic life assistance (food, clothing, shelter, child care, health, legal, and vocational services) directly to indigent individuals at a rate that is significantly below market. *See* proposed LAMC § 48.03(E); Attachment B, p. 4; Attachment D, p. 5. The exemption would not apply when an organization engages in other activity, such as seeking funding, property, or a permit from the City on its own behalf.

Staff had met with representatives of the nonprofit community beforehand, to hear their concerns and receive their input. During those discussions, the nonprofit community expressed a preference for entirely exempting all 501(c)(3) organizations from regulation, narrowing the definition of “lobbying activities,” and reducing registration fees.

At the October 2016 meeting, members of the Ethics Commission asked staff to continue to research the nonprofit issue, which we have done. We sought input from other municipalities, consulted with the City Attorney’s Office, and met again with representatives of the nonprofit community, who reiterated their previous requests.

After assessing all of the input and research, we continue to believe that the original recommendation strikes the right balance between the burden of regulation and the benefit of disclosure. We believe that a complete exemption of 501(c)(3) organizations is inconsistent with the MLO’s guiding principles that the public has a right to know who is attempting to influence City decisions, regardless of why, and that there is a need for robust public disclosure regarding lobbying activity and the funding sources behind it.

The MLO has always been—and should continue to be—a law that does not consider the reason a person engages in lobbying. One person’s perspectives on how government should be run are just as valid as another’s, and we believe the MLO should treat similarly situated persons similarly.

[T]he lobbying of nonprofits should be just as transparent as any other lobbying. Lobbying programs should be fair as possible, and their registers should present as complete as possible a view of lobbying on any particular matter, not only the lobbying of for-profit companies.

Wechsler, Robert, *The Regulation of Local Lobbying*, 2016, p. 83. The public has a right to know all of the interests that are engaged in significant attempts to influence City decisions. Without that knowledge, public disclosure is incomplete at best and misleading at worst.

This approach is consistent with that of other major municipal jurisdictions. In nine of the ten largest cities in the United States, a 501(c)(3) organization may be subject to lobbying regulation. *See* LAMC § 48.03(E); NYLL Art. 1-A § 1-c.(G); CMC Ch. 2-156- 220 (a); HCO,

Art. 5 §. 18-72; PCC § 2-1002.1; SAEC Art. III, Div. 5 § 2-64 (2); SDMC § 27.4004; DCC, Art. II-A. § 12A-15.4 Three cities—New York, Phoenix, and San Diego—do not provide even limited exemptions, such as the one that currently exists and is recommended for the MLO. *See* NYLL, Art. 1-A § 1-e; PCC § 2-1000.7; SDMC § 27.4002.

Tying in to the discussion above in Section E.1, a lobbyist registration threshold of \$5,000 per year is 150 percent higher than the previously proposed threshold. A higher registration threshold will help alleviate concerns regarding 501(c)(3) organizations that engage in only minimal lobbying activities.

Finally, one of the concerns raised by the nonprofit community is the cost of complying with their registration and reporting obligations. One of the Ethics Commission's mandates is to educate its regulated communities and assist them in complying with the laws. Accordingly, the staff gladly helps any filer in need, at no cost, and is available to do the same for nonprofit organizations.

## **F. New Recommendations**

In addition to the recommendations that were previously approved, staff now makes new recommendations regarding the remaining provisions in the MLO. The following sections detail key recommendations regarding definitions, prohibitions, record keeping, registration, disclosure, and enforcement. Attachments B and C summarize the key recommendations.

### **1. Definitions**

#### *a. Agency*

Currently, the MLO's definition of "agency" includes the any department, bureau, office, board, commission, or body that is required to adopt a conflict of interests code subject City Council approval. LAMC § 48.02. This definition does not capture neighborhood councils, which are exempt from adopting a conflict of interest code. *See* Cal. Gov't Code § 87300, 2 Cal. Code Regs § 18751; Los Angeles Administrative Code (LAAC) §§ 2.20.1–2.20.2.

We recommend including neighborhood councils in the MLO's definition of "agency". *See* proposed LAMC § 48.02(A); Attachment A, p. 1; Attachment D, p. 1. The neighborhood council system is vast. As of January 2017, the City had 96 individual neighborhood councils, each representing an average of 38,000 residents. Since its inception in 1999, the system has taken on an increasingly significant role in City processes. Neighborhood councils receive advance notice of City issues so that they can weigh in with their opinions. They hold public hearings about matters before the City Council and submit community impact statements on those matters. Charter § 908. They are entitled to address any City body regarding official business. They have the authority to spend public funds. Charter § 911. They are actively involved in the City's budget process each year and meet with the Mayor and City Council regarding the neighborhood council budget priorities. Charter § 909. They also monitor City services in their respective areas. Charter § 910.

The members of each neighborhood council, numbering more than 1,500 individuals, are public officials who are subject to state governmental ethics laws such as gift limits and the requirement that they disqualify themselves from participating in City decisions in which they have a financial interest. *See, e.g.*, Cal. Gov't Code § 87100. In addition, some City employees, including staff in elected City offices, have been members of neighborhood councils.

When the MLO was adopted, the neighborhood council system did not exist. There was no decision to exclude neighborhood councils from the definition of "agency"—they simply were not part of the City framework. Because they are now, we believe it is important for the public to be informed when significant levels of lobbying activity are invested with them.

*b. Indirect Lobbyist*

At the October 2016 meeting, staff proposed modifying the definition of "major filer" in two ways. First, by relabeling it with the term "issue advocate"; and second, by aligning the definition with that of the previously proposed definition of "lobbyist". In other words, the proposed definition would be a person who makes or incurs expenditures totaling \$2,000 or more for the purpose of attempting to influence action. We recommend two adjustments to this definition.

We continue to recommend a different label; but, to use more intuitive language and eliminate potential confusion with a term used in the campaign finance arena, we now recommend the term "indirect lobbyist". We also now recommend retaining the current definition of a person, whether an entity or an individual, who spends \$5,000 to attempt to influence City action. *See* proposed LAMC § 48.02(P); Attachment A, p. 4; Attachment D, p. 4. As noted above in Section E.1, we recommend a registration threshold of \$5,000 per year for lobbyists. To ensure consistency and equity, we now recommend a registration threshold of \$5,000 for indirect lobbyists.

2. Prohibitions

The Ethics Commission has conceptually approved amendments to the list of activities that are prohibited for lobbying entities. *See* proposed LAMC § 48.04(A); Attachment B, p. 4; Attachment D, p. 6. We recommend one additional amendment, which would prohibit clients from offering, making, or arranging a gift to a City employee if the client's lobbyist or lobbying firm could not make the gift. *See* proposed LAMC § 48.04(B); Attachment B, p. 4; Attachment D, p. 6.

The Governmental Ethics Ordinance (GEO) restricts gifts from lobbyists and lobbying firms to elected City officials and other City officials in departments that the lobbying entity is registered to lobby. LAMC §§ 49.5.2(J)(1)(a); 49.5.2(J)(2)(a), 49.5.8. This restriction is designed to guard against a perception that the City is a pay-to-play organization. When a person who has a vested interest in the outcome of a City decision gives a gift to a person who is authorized to participate in that decision, the perception is that the decision was influenced by factors other than the public's best interest. That type of conduct can significantly undermine the City's decision-making processes and the public's confidence in them.

However, lobbying entities are not alone in having a vested interest in the outcome of City decisions. It is only because a client desires a particular result that a lobbyist or lobbying firm becomes involved in a decision. Arguably, the person with the greatest interest in a City decision is the client, who is investing money in an attempt to achieve a favorable result. Because the client is essentially driving the lobbying activity of the lobbyist or lobbying firm, we believe that the client's gift giving should also be restricted. Without that limitation, the MLO will continue to have a loophole in which a lobbyist cannot give a gift to a City official but the lobbyist's client can.

The Metropolitan Transportation Authority has a similar law, which prohibits persons who employ lobbyists from making gifts totaling more than \$10 per month to their officials. *See* Cal. PUC §§ 130051.18(a)(12), 130051.18(f)(1).

### 3. Record Keeping

Currently, the MLO requires lobbying entities to prepare and retain detailed records needed to comply with the MLO. LAMC § 48.05. Records must be retained for at least four years. LAMC § 48.05(a). We make two recommendations regarding record keeping.

First, we recommend requiring vendors and clients to comply with lawful requests to provide records that are governed by the MLO. *See* proposed LAMC § 48.05(C); Attachment B, p. 5; Attachment D, p. 6. Second, we recommend requiring lobbying entities to notify their clients and vendors of this responsibility. *Id.*; *see also* proposed LAMC § 48.07(C)(1)(e).

A similar record keeping requirement already exists for suppliers of goods and services to a candidate or committee in connection with a campaign for a City office. Charter § 470(m). We believe that this recommendation is important to support both the Ethics Commission's compliance mandate and a lobbying entity's ability to make accurate public disclosure.

### 4. Registration

#### a. *Application*

Currently, the MLO requires registration by lobbyists and lobbying firms. LAMC § 48.07(D)–(E). It also requires all lobbying entities to file registration statements and disclosure reports electronically. LAMC § 48.06(B). To comply with this electronic filing requirement, lobbying organizations must also register to use the Ethics Commission's proprietary electronic filing system. However, the MLO does not specify a registration requirement for either lobbying organizations or indirect lobbyists.

We recommend that the MLO treat all lobbying entities similarly to the extent possible. For that reason, to coordinate with the electronic filing requirement, and to enhance public access to information about who is engaged in lobbying activity, we recommend that the MLO specifically state that all lobbying entities must file registration statements. *See* proposed LAMC § 48.07; Attachment B, p. 5; Attachment D, p. 7.

*b. Deadline*

The MLO currently requires registration within 10 days after the end of the calendar month in which qualification occurs. LAMC § 48.07(A). We recommend changing the registration deadline to 10 business days after qualification occurs. *See* proposed LAMC § 48.07; Attachment B, p. 5; Attachment D, p. 7. With the existing deadline, a person could qualify as a lobbying entity on the first day of the month and not have to register until 40 days later. In that period of time, the matter the entity was lobbying could be resolved, without the public ever knowing that lobbying was occurring.

We believe that a 10-day registration deadline is a more appropriate balance of compliance and timely public information. Many lobbying entities routinely register in early January, before they have actually qualified, so that they do not have to track their registration deadlines. This recommendation will not affect those entities.

In addition, the recommended deadline is in keeping with registration deadlines in other jurisdictions. For example, San Diego and San Jose require registration within 10 days after qualifying. *See* SDMC § 27.4002; SJMC § 12.12.400(A). The County of Los Angeles, the Metropolitan Transportation Authority, and the state's Fair Political Practices Commission also require registration within 10 days after qualifying. *See* Los Angeles County Code Ch. 2.160 § 1.2, Cal. PUC § 130051.18(b), Cal. Gov't Code § 86101. San Francisco has a shorter deadline and requires registration within five days after qualifying as a lobbyist. *See* San Francisco Campaign and Governmental Conduct Code (SFCGCC) § 2.110.

*c. Content*

Currently, the information that must be disclosed through registration statements varies widely between lobbyists and lobbying firms. LAMC §§ 48.07(D)–(E). For consistency, we recommend that every registration statement contain general information that applies to all lobbying entities, such as the date of qualification, each City matter the lobbying entity has attempted to influence and the position taken on that matter. *See* proposed LAMC § 48.07(C)(1); Attachment D, p. 7. A summary of the proposed contents of registration statements is provided in Attachment C.

We also recommend some information specific to different types of lobbying entities. For example, to connect individuals with entities, we recommend that a lobbying organization's registration statement contain the name of each lobbyist who is a partner, owner, shareholder, officer, or employee. *See* proposed LAMC § 48.07(C)(4); Attachment D, p. 8. This requirement already exists for lobbying firms. LAMC § 48.07(E)(2).

In addition to the standard information required of all lobbying entities, we also recommend that the registration statement for indirect lobbyists include the nature of their business. *See* proposed LAMC § 48.07(C)(5)(c); Attachment D, p. 8. Disclosing the nature of an indirect lobbyist's business will provide the public with a better understanding of who the indirect lobbyist is and why it is taking a certain position on a City matter. Other cities, such as Houston, have begun to enhance public disclosure by implementing similar requirements. *See*

HCO Art. 5. § 18-74 (a)(2). In a similar requirement, at least 21 states require a lobbying entity to disclose the nature of a client's business. *See, e.g.*, Arizona Revised Statutes § 41-1232(A)(5), Cal. Gov't Code § 86104(d)(4)(B), Illinois Compiled Statutes Title 25 § 170/5(c-6), Maine Revised Statutes Title 3 § 3136(4), Pennsylvania Consolidated Statutes Title 65 § 13A04(b)(1)(v); *see also* National Conference of State Legislatures, *Lobbyist Registration Requirements*, <http://www.ncsl.org/research/ethics/50-state-chart-lobbyist-registration-requirements.aspx>, last viewed August 10, 2017.

*d. Fees*

The MLO imposes registration fees on lobbying entities to help cover some of the cost to the public of administering the lobbying program. Currently, the registration fee for a lobbyist is \$450 if the lobbyist registers by September 30 and \$337 if the lobbyist qualifies in the last quarter of the year. LAMC § 48.07(C). There is also a fee of \$75 (or \$56 after September 30) for each client from whom the lobbyist is entitled to receive \$250 or more. *Id.* These fees have been in place since 2003. When the MLO was first adopted in 1994, the registration fee was \$300 per lobbyist and \$50 per client (prorated to \$225 and \$37 for qualifications in the last quarter of the year).

We recommend eliminating the sliding scale for registration fees. *See* proposed LAMC § 48.07(B); Attachment B, p. 5; Attachment D, p. 7. The amount of work involved in processing registrations is the same, regardless of when the registration is received. Similarly, the work associated with the lobbying program is relatively constant and entirely independent of when lobbying entities qualify and register.

We also recommend applying the same \$450 registration fee to all lobbying entities. *See* proposed LAMC § 48.07(B); Attachment B, p. 5; Attachment D, p. 7. No category of lobbying entity is, by definition, responsible for a greater share of the administrative costs of the lobbying program than any other. Imposing the same fee across the board is a more equitable and consistent approach.

In considering registration fees, staff estimated the cost of administering the lobbying program. The estimate included the salary and overhead costs of maintaining our proprietary electronic filing system, providing advice and technical support to lobbying entities, assisting filers with compliance, and investigating potential violations of the MLO. Based on the historic average number of lobbying entities, a registration fee of over \$1,500 per lobbying entity would be required to fully pay for the lobbying program. A fee of \$450 per lobbying entity represents, therefore, a small percentage of the actual costs of the program.

The \$450 registration fee compares favorably with other jurisdictions. Los Angeles County has a \$450 registration renewal fee. *See* Los Angeles County Code Ch. 2-160 § 9.1. Miami levies a \$495 registration fee. *See* Miami-Dade County Code § 2-11.1(s)(2)(b). San Antonio and San Francisco have a \$500 registration fee. *See* SAEC Art. III, Div. 5 § 2-65(g); SFCGCC § 2.110(e)(1). At \$778, San Jose's registration fee is the highest in California. *See* SJMC § 12.12.440.

We believe that applying the \$450 registration fee to all lobbying entities is reasonable, will ensure equity among lobbying entities, and will help the public recover some of the costs of the program.

*e. Prior City Service*

Finally, we recommend adding a new provision to the registration statements that would require individuals to identify whether they are former City employees and, if so, their last date of service to the City. *See* proposed LAMC § 48.07(C)(2)(c); Attachment B, p. 5; Attachment D, p. 8.

This requirement will serve as an educational tool by providing an additional notice to former City personnel about the City's revolving door restrictions. For example, the GEO permanently prohibits a former City official or agency employee from receiving compensation to attempt to influence a City matter in which the individual personally and substantial participated while serving the City. LAMC § 49.5.13(B). Additionally, for one year after leaving City service, a City official is prohibited from receiving compensation to attempt to influence any matter pending with the official's former agency. LAMC § 49.5.13(C)(2).

Disclosure of prior City service will also assist in the Ethics Commission's compliance mandate and help inform the public about who is communicating in an attempt to influence City decisions.

**5. Disclosure**

To promote the MLO's goal of transparency, lobbying entities are required to periodically disclose information about their lobbying activity, their lobbying expenses, and their political activity. LAMC § 48.08. We propose several modifications to the disclosure requirements, which are detailed in the sections below and summarized in Attachment B.

As with registration requirements, we recommend that lobbying entities have the same disclosure requirements to the extent possible. Some disclosure, however, is unique to the type of lobbying entity. The disclosure that is recommended for each type of lobbying entity is summarized in Attachment C.

*a. Duration*

We recommend requiring all lobbying entities to file periodic disclosure statements from the period in which they register through December 31 of that calendar year, unless they terminate their status earlier. *See* proposed LAMC § 48.08(A); Attachment B, p. 1; Attachment D, p. 9. This requirement currently exists for lobbyists and lobbying firms. Our recommendation would simply extend the requirement to lobbying organizations and indirect lobbyists. We believe this is important for consistency and for robust public disclosure.

*b. Frequency and Deadlines*

Lobbying entities are currently required to disclose their activities on a quarterly basis. They must file disclosure reports on or before the last day of the month following each calendar quarter. LAMC § 48.08(A). We recommend modifying both the length of the reporting period and the deadline for filing reports.

First, to provide more timely information to the public, we recommend moving to a bi-monthly reporting period. *See* proposed LAMC § 48.08(A); Attachment B, p. 1; Attachment D, p. 9. Currently, activity that occurs at the beginning of a quarter does not have to be reported until four months later. In that period of time, the matters being lobbied could be resolved before the public is made aware of the lobbying activity.

Shorter disclosure periods are not novel. Among cities, New York and Denver have bi-monthly reporting periods, San Francisco requires reporting every month, and San Jose requires weekly reporting. *See* NYLL Art. 1-A § 1-e. (a) (4); Denver Revised Municipal Code (DRMC) § 2-303; SFCGCC § 2.110(C); SJMC § 12.12.430(A). In addition, the state of New York has a bi-monthly reporting period, and 14 other states (Alaska, Arkansas, Colorado, Connecticut, Georgia, Kansas, Kentucky, Louisiana, Maine, Missouri, Montana, Nevada, Rhode Island, Texas) have monthly reporting periods. *See* King, Linda, *50-State Assessment of the Costs and Availability of Lobbying Expenditure Data*, National Institute on Money in State Politics, 2011.

In addition to promoting timely public awareness, a shorter reporting period may also promote compliance. Administrators in New York City indicated that the lobbying reports they receive have become more accurate since the bi-monthly reporting period was implemented, because their filers are more familiar with the reporting requirements and have to look back over shorter periods of time.

Second, we recommend that lobbying entities be required to file their disclosure reports by the tenth day after the end of each two-month period. *See* proposed LAMC § 48.08(B); Attachment D, p. 9. This deadline further supports more timely public awareness, while mirroring the recommended registration deadline of 10 business days after qualification (discussed above in Section F.4.b).

Again, this recommendation is similar to laws in other jurisdictions. The reporting deadline is the 15th day after the close of the monthly reporting period in San Francisco. *See* SFCGCC § 2.110(C). The deadline is also 15 days after the bi-monthly reporting period in both New York City and the state of New York. *See* NYLL Art. 1-A § 1-h(a). Among the 14 states with monthly reporting periods, 11 have reporting deadlines of 10 or 15 after the close of the reporting period. *See, e.g.*, Colorado Revised Statutes Title 24 § 24-6-302(2.5)(a), Louisiana Revised Statutes Title 24 § 55(B), Maine Revised Statutes Title 3 § 15-317(1), Missouri Revised Statutes § 105.473.3, Montana Code Title 5 § 5-7-208(2)(b), Nevada Revised Statutes Title 17 § 218H.400(1)(b), Rhode Island General Laws Title 42 § 42-139.1-6(b), Texas Government Code Title 3 Subtitle A § 305.007(a). Georgia has a five-day reporting deadline. Georgia Code § 21-5-73. And the reporting deadline in San Jose, which has a weekly reporting requirement, is 17 hours after the close of the reporting period. SJMC § 12.12.430(E).

*c. Contacts*

The MLO requires lobbying entities to disclose each City agency that they attempted to influence during the reporting period. LAMC § 48.08(B)(12)(b). We recommend providing more context by also requiring the disclosure of the title and division of each City employee contacted during the reporting period. *See* proposed LAMC §§ 48.08(C)(2)(b)(iv), 48.08(C)(3)(b)(v), 48.08(C)(4)(b)(iv), 48.08(C)(5)(b)(iv); Attachment C; Attachment D, pp. 12-14. Some City departments have thousands of employees, so knowing only which department was lobbied does not provide much understanding of what lobbying activity is taking place. Knowing the title of the person lobbied could also potentially identify what stage of the legislative or administrative process a City decision is in.

Similar specificity is required in other cities. For example, San Diego requires disclosure of the name and department of each official who was lobbied by an organization or firm lobbyist. SDMC § 27.4017 (b)(2)(B). San Francisco requires their contact lobbyists to disclose the name of each officer with whom they made contact and the date on which each contact was made. SFCGCC § 2.110. (c)(1). And San Jose requires disclosure of the official contacted, the date of each contact, the total number of contacts with that official during the review period, and, for contract lobbyists, the method of communication for each contact. SJMC § 12.12.420(G).

We believe that more specificity is necessary for a well-informed citizenry and that it will significantly enhance public awareness.

*d. Position*

We recommend improving disclosure by requiring lobbying entities to identify the position they took on each City matter they attempt to influence. *See* proposed LAMC §§ 48.08(C)(2)(b)(ii), 48.08(C)(3)(b)(ii), 48.08(C)(4)(b)(ii), 48.08(C)(5)(b)(ii); Attachment D, p. 12-14. It is not always apparent what outcome a client is seeking based solely on the client's identity. And it is important for members of the public to know a client's position in order to make an informed decision about whether they should also communicate with City decision makers about the matter.

This recommendation is similar to an existing requirement in the Campaign Finance Ordinance (CFO). When a person spends money independently of a candidate to urge a particular result in an election, that person must disclose, among other things, whether the person supported or opposed a candidate or ballot measure. LAMC § 49.7.31(C)(1)(d). Cities like Philadelphia already require disclosure of the position taken on each direct communication. *See* PC, Ch. 20-1200. § 9.

*e. Solicitations*

When a lobbying entity produces, pays for, or distributes more than 50 copies of a political fundraising solicitation for a City candidate, officeholder, or ballot measure, a copy of the solicitation must be filed with the Ethics Commission. LAMC § 48.08.5. In addition, on its next disclosure report, the lobbying entity must disclose information about the solicitation,

including a description, the dates it was distributed, the number of pieces distributed, and the name of the candidate, officeholder, or ballot measure committee that benefited from the solicitation. *Id.* We recommend two modifications to this requirement.

We recommend changing the disclosure threshold to require disclosure when a lobbying entity pays for or distributes a political fundraising solicitation to 25 or more persons. *See* proposed LAMC § 48.09; Attachment B, p. 2; Attachment D, p. 14. This threshold mirrors the MLO's current definition of "host or sponsor", which includes asking more than 25 persons to attend a fundraising event and providing more than 25 names to be used for invitations to a fundraising event. LAMC § 48.02; *see also* proposed LAMC § 48.02(M)(7)–(8).

We also recommend requiring the disclosure of information about the costs associated with the solicitation, including the dates and amounts of expenses and the names and addresses of payees and vendors. *See* proposed LAMC § 48.09(B)(5)–(6); Attachment B, p. 2; Attachment D, p. 15. Like the recommendation above in Section F.5.d, this recommendation ties in to the CFO, which requires City officeholders and persons who make independent expenditure communications to disclose dates, amounts, and payees. *See* LAMC §§ 49.7.21(C), 49.7.31(C)(1)(i). It also mirrors existing disclosure requirements in the MLO related to activity expenses and charitable donations. LAMC §§ 48.08(B)(4), 48.08(B)(9), 48.08(C)(5), 48.08(C)(11), 48.08(D)(7), 48.08(D)(12). This additional disclosure will assist with compliance regarding both the campaign financing and lobbying laws.

*f. One-Day Reporting*

The MLO requires lobbying entities to file notice with the Ethics Commission within one business day after making more than \$7,000 in campaign contributions to a City officeholder in a 12-month period. LAMC § 48.08.6. A one-day notice is also required when a lobbying entity engages in fundraising for or delivers contributions to a City officeholder and the money at issue is more than \$15,000 for a City Council member or more than \$35,000 for a Citywide officeholder. LAMC § 48.08.7.

We recommend eliminating these one-day reporting requirements, because they are no longer necessary. *See* Attachment B, p. 2. When these provisions were adopted, the law prohibiting contributions from lobbyists and lobbying firms did not exist. *See* Charter § 470(c)(11), effective December 13, 2006. Because the prohibition now exists, the likelihood that a lobbyist or lobbying firm would reach the disclosure thresholds is minimal. Data from the past seven years supports this position. No one-day notices for political contributions have been filed since 2012, and only four one-day notices for fundraising activity have been filed since 2010.

This recommendation will not result in less disclosure. Political contributions and fundraising activity will continue to be required on the periodic disclosure reports filed by lobbying entities and, if more frequent disclosure is required as recommended above in Section F.5.b, that information will be available in a timely fashion. In addition, contributions are disclosed in the campaign statements filed by City candidates and officeholders.

## 6. Enforcement

The Ethics Commission is required to conduct investigations of and enforce against violations of the lobbying laws. Charter § 706. The MLO currently contains provisions regarding that enforcement mandate, and we recommend several changes to them.

First, we recommend adjusting the cap on civil penalties from \$2,000 to the greater of \$5,000 or three times the amount of money at issue. *See* proposed LAMC § 48.11(B)(1); Attachment B, p. 3; Attachment D, p. 15. This recommendation mirrors the civil penalties provisions in the GEO and the CFO, as well as the administrative penalties provision in the Charter. *See* Charter § 706(c)(3); LAMC §§ 49.5.16–17, 49.7.38–39. We believe that a court should be able to assign the same level of gravity to MLO violations that can be assigned to all other violations of the City’s governmental ethics laws.

Also in keeping with our other laws, we recommend incorporating the same enforcement processes for the MLO that are specified in the Charter, the CFO, and the GEO. *See* Charter § 470(o)(2); LAMC §§ 49.5.16(B), 49.7.38(B); proposed LAMC § 48.11(B)(3); Attachment B, p. 3; Attachment D, p. 15–16. Among other things, this would make two or more persons jointly and severally liable for violations of the MLO and would authorize a court to award the costs of litigation to a prevailing party. *See* proposed LAMC §§ 48.11(B)(2), 48.11(D); Attachment B, p. 3; Attachment D, p. 16.

We believe it is important to align the MLO with all of the other enforcement provisions in the Ethics Commission’s jurisdiction, and the recommended changes will achieve that consistency.

## 7. Contract Solicitations

The MLO requires all City departments to include a copy of the MLO in every request for proposals or other contract solicitation. LAMC § 48.09(H). Departments must either reprint the entire MLO in their solicitations or provide electronic access to the law. *Id.* We recommend amending this requirement to eliminate the option of reprinting the MLO in solicitations and to require all departments to, instead, provide the link to the MLO that is on the Ethics Commission’s website. *See* proposed LAMC § 48.13(B); Attachment B, p. 3; Attachment D, p. 17. This will reduce the consumption of paper resources and ensure that the information provided to bidders is consistent and current.

## 8. Technical Changes

In addition to the substantive changes discussed above, the ordinance language recommended in Attachment D also incorporates a number of technical improvements to the MLO to help ensure clarity and internal consistency. This includes streamlining and updating language and creating a more use-friendly structure that renumerates, reorganizes, and consolidates sections. *See, e.g.*, proposed LAMC §§ 48.02, 48.07, 48.08, 48.10.

## **G. Conclusion**

Staff has spent many hours engaged in research, analyzing data, evaluating policies, and soliciting feedback regarding the City's lobbying laws. We believe that there are many ways in which the MLO can be improved, and we recommend that you approve the proposed ordinance language in Attachment D to implement those improvements.

We look forward to continuing the discussion regarding the MLO. Any approved recommendations must be transmitted to the City Council for their consideration.

*Attachments:*

- A Key Definitions: Current v. Recommended*
- B Quick Guide to Key Recommendations*
- C Quick Guide to Registration and Disclosure Contents*
- D Recommended Municipal Lobbying Ordinance (clean)*
- E Recommended Municipal Lobbying Ordinance (redline)*
- F Public Comments*

*Municipal Lobbying Ordinance*  
**Key Definitions: Current v. Recommended**  
 Los Angeles Municipal Code § 48.02  
 August 2017

Term	Current	Proposed
<b>Agency</b>	The City or any department, bureau, office, board, commission, other agency of the City, or any other government agency, required to adopt a conflict of interest code subject to City Council approval, including the Community Redevelopment Agency and the Los Angeles City Housing Authority.	<i>The City; a department, bureau, office, board, commission, or entity required to adopt a conflict of interests code subject to City Council approval; or a neighborhood council certified under Article IX of the City Charter.</i>
<b>Attempt to Influence</b>	Promoting, supporting, opposing or seeking to modify or delay any action on municipal legislation by any means, including but not limited to providing or using persuasion, information, statistics, analyses or studies.	<i>Directly or indirectly promoting, supporting, opposing, or seeking to modify or delay action on a City matter by any means. The term includes but is not limited to any of the following:</i> <ol style="list-style-type: none"> <li>1. <i>Engaging in a direct communication.</i></li> <li>2. <i>Drafting ordinances, resolutions, regulations, or other policy documents.</i></li> <li>3. <i>Providing advice or recommending strategy.</i></li> <li>4. <i>Researching, investigating, and gathering information.</i></li> <li>5. <i>Seeking to influence the position of a third party.</i></li> <li>6. <i>Other similar conduct.</i></li> </ol>
<b>City Matter</b>	Not defined. See "Municipal Legislation".	<i>A matter that is proposed to or pending with an agency and in which a non-ministerial action may be taken.</i>
<b>Compensation</b>	Not defined.	<i>Money or any other tangible or intangible thing of value that is provided, owed, or received in exchange for services rendered or to be rendered. The term includes bonuses and contingent fees, regardless of whether payment is ultimately received. It does not include reimbursement for reasonable lobbying expenses. There is a rebuttable presumption that compensation for lobbying services includes all payments given or owed by or on behalf of a client.</i>

Term	Current	Proposed
Direct Communication	Appearing as a witness before, talking to, corresponding with, or answering questions or inquiries from a City official or employee, either personally or through an agent.	<p><i>Talking to, corresponding with, or answering questions or inquiries from a City employee, either personally or through an agent, for the purpose of attempting to influence. The term does not include the following:</i></p> <ol style="list-style-type: none"> <li>1. <i>Communicating on the record at a publicly noticed meeting that is open to the general public. If a lobbying entity is entitled to receive compensation for the communication, the lobbying entity must disclose on the record the source of the compensation and on whose behalf the communication is made.</i></li> <li>2. <i>Submitting a document or other recording that relates to an item on a publicly noticed meeting agenda and is made part of the record at the public meeting. If a lobbying entity submitting the recording is entitled to receive compensation for doing so, the document or recording must identify the source of the compensation and on whose behalf it is submitted.</i></li> <li>3. <i>Submitting a bid or responding to a request for proposals or other contract solicitation, or participating in an interview related to the contract solicitation, as long as the information is provided only to the City employee or agency specifically designated in the contract solicitation to receive the information.</i></li> <li>4. <i>Negotiating the terms of a contract with a City employee who has the authority to participate in a decision regarding the contract after being selected by that employee's agency to enter into the contract.</i></li> <li>5. <i>Communicating regarding the administration of or performance under an existing City contract with a City employee who administers the contract or provides legal advice regarding the contract. This exemption does not apply to a change order unless the change order addresses solely ministerial matters.</i></li> <li>6. <i>Requesting an interpretation of a law, regulation, or policy.</i></li> <li>7. <i>Responding to an agency enforcement proceeding as the subject of or a witness in that proceeding.</i></li> <li>8. <i>Communicating as an official representative of a recognized City employee organization with a City employee other than the Mayor, a City</i></li> </ol>

Term	Current	Proposed
		<p><i>Council member, or a member of their staffs, with regard to one of the following:</i></p> <ul style="list-style-type: none"> <li><i>a. The establishment, amendment, administration, or interpretation of a collective bargaining agreement or memorandum of understanding between an agency and the recognized City employee organization.</i></li> <li><i>b. A management decision regarding the working conditions of represented employees that relates to a collective bargaining agreement or memorandum of understanding between an agency and the recognized City employee organization.</i></li> <li><i>c. A proceeding before the Civil Service Commission or the Employee Relations Board.</i></li> <li><i>9. Providing legal representation as a licensed attorney for a party in litigation or an enforcement proceeding with an agency.</i></li> <li><i>10. Communicating solely to provide technical data or specialized knowledge within a particular profession or discipline.</i></li> <li><i>11. Communicating solely to schedule a meeting.</i></li> <li><i>12. Communicating solely regarding a ministerial action.</i></li> <li><i>13. Communicating under circumstances similar to those identified above, after receiving advice from the Ethics Commission that the communication is exempt.</i></li> </ul>

Term	Current	Proposed
<b>Fundraising Activity</b>	Soliciting a contribution or hosting or sponsoring a fundraising event or hiring a fundraiser or contractor to conduct any event designed primarily for political fundraising at which contributions for an elective City officer, candidate for elective City office, or any of his or her controlled committees are solicited, delivered or made.	<p><b><i>Doing any of the following:</i></b></p> <ol style="list-style-type: none"> <li><b><i>1. Asking another person to make a contribution to an elected City officer, a candidate for elected City office, or a controlled committee. This does not include a request for funds made through mass media or a suggestion to the entire audience at a public gathering.</i></b></li> <li><b><i>2. Allowing one's name or likeness to be used on a written request for funds for an elected City officer, a candidate for elected City office, or a controlled committee.</i></b></li> <li><b><i>3. Making or incurring expenses for or distributing a fundraising solicitation to 25 or more persons.</i></b></li> <li><b><i>4. Providing the use of a home or business to hold a fundraising event without charging fair market value.</i></b></li> <li><b><i>5. Paying for at least a majority of the costs of a fundraising event.</i></b></li> <li><b><i>6. Hiring a person to conduct a fundraising event.</i></b></li> <li><b><i>7. Asking 25 or more persons to attend a fundraising event.</i></b></li> <li><b><i>8. Providing 25 or more names to be used for invitations to a fundraising event.</i></b></li> </ol>
<b>Fundraising Solicitation</b>	Not defined.	<b><i>A written request that a person make a contribution to an elected City officer, a candidate for elected City office, or a controlled committee.</i></b>
<b>Host or Sponsor</b>	Providing the use of a home or business to hold a political fundraising event without charging market value; asking more than 25 persons to attend the event; paying for at least a majority of the costs of the event; or providing more than 25 names to be used for invitations to the event.	<b><i>Not defined. See "Fundraising Activity".</i></b>
<b>Indirect Lobbyist</b>	Not defined. See "Major Filer".	<b><i>A person, other than a lobbyist, lobbying firm, or lobbying organization, who makes or incurs expenses totaling \$5,000 or more in a calendar year for the purpose of attempting to influence one or more City matters. Payments and expenses include those made for public relations, media relations, advertising, public outreach, research, investigation, reports, analyses, studies, and similar activities if they are not required to be reported by a lobbying entity. Compensation paid to a registered lobbyist or lobbying firm for attempting to influence does not count toward the threshold.</i></b>

Term	Current	Proposed
<b>Lobbying Activities</b>	<p>The following and similar compensated conduct when that conduct is related to a direct communication to influence municipal legislation:</p> <ol style="list-style-type: none"> <li>1. Engaging in written or oral direct communication with a City official;</li> <li>2. Drafting ordinances, resolutions or regulations;</li> <li>3. Providing advice or recommending strategy to a client or others;</li> <li>4. Research, investigation, and information gathering;</li> <li>5. Seeking to influence the position of a third party on municipal legislation or a related issue; and</li> <li>6. Attending or monitoring City meetings, hearings, or other events.</li> </ol>	<i>Not defined. See “Attempt to Influence”.</i>
<b>Lobbying Entity</b>	A lobbyist, lobbying firm, or lobbyist employer.	<i>A lobbyist, lobbying firm, lobbying organization, or indirect lobbyist.</i>
<b>Lobbying Firm</b>	An entity, including an individual lobbyist, that receives or becomes entitled to receive \$1,000 or more in compensation in a consecutive three-month period for engaging in lobbying activities for the purpose of attempting to influence municipal legislation on behalf of another person if a partner, owner, shareholder, officer, or employee of the entity qualifies as a lobbyist.	<i>An entity, other than a lobbying organization or an indirect lobbyist, that receives or becomes entitled to receive compensation for one or more attempts to influence and that has a partner, owner, shareholder, officer, or employee who qualifies as a lobbyist.</i>
<b>Lobbying Organization</b>	Not defined. See “Lobbyist Employer”.	<i>An entity, other than a lobbying firm or an indirect lobbyist, that employs a lobbyist in-house to attempt to influence on the entity's own behalf.</i>
<b>Lobbyist</b>	An individual who is compensated to spend 30 or more hours in a consecutive three-month period engaged in lobbying activities that include at least one direct communication for the purpose of attempting to influence municipal legislation on behalf of another person.	<i>An individual who engages in at least one direct communication and receives or becomes entitled to receive \$5,000 or more in compensation in a calendar year for attempting to influence on behalf of one or more other persons.</i>
<b>Lobbyist Employer</b>	An entity, other than a lobbying firm, that employs a lobbyist in-house to lobby on its behalf.	<i>Not defined. See “Lobbying Organization”.</i>

Term	Current	Proposed
<b>Major Filer</b>	<p>A person who makes payments or incurs expenditures totaling \$5,000 or more in a calendar quarter for the purpose of attempting to influence action on a matter of municipal legislation. Payments and expenses include those made for public relations, media relations, advertising, public outreach, research, investigation, reports, analyses, studies, and similar activities. The term does not include a lobbyist, lobbyist employer, or lobbying firm. Payments for routine communications between an organization and its members do not count toward the threshold.</p>	<p><b>Not defined. See “Indirect Lobbyist”.</b></p>
<b>Municipal Legislation</b>	<p>A legislative or administrative matter proposed or pending before any agency. The term does not include the following:</p> <ol style="list-style-type: none"> <li>1. A request for advice or an interpretation of laws or policies</li> <li>2. A direct response to an enforcement proceeding with the City Ethics Commission.</li> <li>3. A ministerial action.</li> <li>4. An action regarding a collective bargaining agreement or memorandum of understanding between the City and a recognized employee organization or a proceeding before the Civil Service Commission or the Employee Relations Board. This exception does not apply to an action taken by the Mayor, the City Council, a City Council member, a City Council committee, or a member of the staff of the Mayor or a City Council member.</li> <li>5. Preparing or compiling maps, plans, lists, signatures, or other documents required by the City Planning Department.</li> </ol>	<p><b>Not defined. See “City Matter”.</b></p>

Term	Current	Proposed
<b>Solicit</b>	<p>Asking another person to make a contribution to an elected City officer, a candidate for elected City office, or a controlled committee, including allowing one's signature to be used on a written request for funds. A lobbying entity solicits a contribution only when the lobbying entity does so at the behest of the recipient (or a member of the recipient's campaign staff) or has informed the recipient that the person is soliciting the contributions. A person does not solicit by making a request for funds publicly to at least a majority of persons who attend a public gathering or by making a request that is published by newspaper, radio, or television.</p>	<p><b>Not defined. See "Fundraising Solicitation" and "Fundraising Activity".</b></p>

*Los Angeles City Ethics Commission*  
**Quick Guide to Key Recommendations**  
Municipal Lobbying Ordinance  
August 2017

DISCLOSURE				
Issue	Current	Current Citation	Proposed	Proposed Citation
<b>Content</b>	See Attachment C.	LAMC §§ 48.08(B), 48.08(C), 48.08(D), 48.08(E)	<i>See Attachment C.</i>	<i>LAMC § 48.08(C)</i>
<b>Deadline</b>	A disclosure report must be filed by the last day of the month following the end of the reporting period.	LAMC § 48.08(A)	<i>A disclosure report must be filed within 10 days following the end of the reporting period.</i>	<i>LAMC § 48.08(B)</i>
<b>Duration</b>	Lobbyists, lobbying firms, and lobbyist employers must file disclosure statements for every reporting period through the end of the calendar year (unless they terminate their status earlier). Major filers must file disclosure statements for every reporting period in which they qualify as a major filer.	LAMC § 48.08(A)	<i>All lobbying entities must file disclosure statements for every reporting period through the end of the calendar year (unless they terminate their status earlier).</i>	<i>LAMC § 48.08(A)</i>
<b>Frequency</b>	A disclosure report is required for each calendar quarter.	LAMC § 48.08(A)(3)	<i>A disclosure report is required for every two-month period.</i>	<i>LAMC § 48.08(B)</i>

## DISCLOSURE cont'd

Issue	Current	Current Citation	Proposed	Proposed Citation
<b>Fundraising Solicitations</b>	<p>A lobbying entity that produces, pays for, or distributes more than 50 substantially similar copies of a written political fundraising solicitation on behalf of a City candidate, officeholder, or ballot measure must provide a copy of the solicitation to the Ethics Commission at the time the solicitation is distributed. The solicitation must be reported on the lobbying entity's next disclosure report, with information such as:</p> <ol style="list-style-type: none"> <li>1. A description.</li> <li>2. The dates of distribution.</li> <li>3. The number of pieces distributed.</li> <li>4. The candidate, officeholder, or ballot measure for which funds were solicited.</li> </ol>	LAMC § 48.08.5	<p><i>A lobbying entity that produces, pays for, or distributes substantially similar copies of a written political fundraising solicitation to 25 or more persons on behalf of a City candidate, officeholder, or ballot measure must notify the Ethics Commission within one business day. The notice must include a copy of the solicitation and the following information:</i></p> <ol style="list-style-type: none"> <li><b>1. A description.</b></li> <li><b>2. The dates of distribution.</b></li> <li><b>3. The number of copies distributed and the persons making the distributions.</b></li> <li><b>4. The candidate, officeholder, or ballot measure for which funds were solicited.</b></li> <li><b>5. The dates and amounts of the related expenses and the persons making or incurring the expenses.</b></li> <li><b>6. The name and address of each payee, vendor, and subvendor that provided service for the solicitation.</b></li> </ol> <p><i>The notice must be included on the lobbying entity's next disclosure report.</i></p>	LAMC § 48.09
<b>One-Day Reports</b>	<p>Lobbying entities must notify the Ethics Commission and the City Clerk within one business day when either of the following occurs:</p> <ol style="list-style-type: none"> <li>1. The lobbying entity contributes a total of more than \$7,000 to a City officeholder in a 12-month period.</li> <li>2. The lobbying entity engages in fundraising activity that, in a 12-month period results in a total of \$15,000 raised for a City Council member or \$35,000 raised for a Citywide officeholder.</li> </ol>	LAMC §§ 48.08.6, 48.08.7	<p><i>Lobbying entities must report contributions and fundraising activity through their periodic disclosure statements.</i></p>	LAMC §§ 48.08(C)(1)(e) 48.08(C)(1)(g) 48.08(C)(1)(h)

## ENFORCEMENT

Issue	Current	Current Citation	Proposed	Proposed Citation
Civil Penalties	A person who violates the MLO may be held accountable in a civil action brought by the City Attorney. For an improper reporting violation, penalties may not exceed the greater of the amount not properly reported or \$2,000. For all other violations, penalties may not exceed \$2,000.	LAMC § 48.09(C)	<i>A person who violates the MLO may be held accountable in a civil action brought by the City Attorney, the Ethics Commission, or a City resident. Penalties may not exceed the greater of \$5,000 or three times the amount of money improperly reported, spent, or received.</i>	<i>LAMC § 48.11(B)(1)</i>
Civil Process	Not addressed.	N/A	<i>Before filing a civil action, a person other than the City Attorney must first file a request with the Ethics Commission. If the Ethics Commission files suit, itself, no other action is permitted. If a private suit is filed, the plaintiff is entitled to half of any amount recovered against the defendant.</i>	<i>LAMC §§ 48.11(B)(3), 48.11(B)(4)</i>
Liability	Not addressed.	N/A	<i>If two or more persons are responsible for a violation of the MLO, they are jointly and severally liable.</i>	<i>LAMC § 48.11(B)(2)</i>
Litigation Costs	Not addressed.	N/A	<i>In a civil action, a court may award litigation costs to a prevailing party.</i>	<i>LAMC § 48.11(D)</i>

## GENERAL PROVISIONS

Issue	Current	Current Citation	Proposed	Proposed Citation
Contract Solicitations	Bidders on certain City contracts must submit a certification that they will comply with the MLO if they qualify as a lobbying entity. City departments must provide a copy of the MLO in their contract solicitations, either on paper, in an electronic format, or through a link to an online version of the ordinance.	LAMC § 48.09(H)	<i>Bidders on certain City contracts must submit a certification that they will comply with the MLO if they qualify as a lobbying entity. City departments must provide in their contract solicitations the link to the MLO that is on the Ethics Commission's website.</i>	<i>LAMC § 48.13</i>
Exemptions	<ol style="list-style-type: none"> <li>1. Public officials and government employees acting in official capacities.</li> <li>2. Media outlets that publish news, editorials, or advertising that attempts to influence City action (and their employees engaged in the same activity).</li> <li>3. Persons acting without compensation other than reimbursement of reasonable travel expenses.</li> </ol>	LAMC § 48.03	<ol style="list-style-type: none"> <li><i>1. Public officials and government employees acting in official capacities.</i></li> <li><i>2. Media outlets that publish news, editorials, or advertising that attempts to influence City action (and their employees engaged in the same activity).</i></li> <li><i>3. Consultants acting under a City consulting agreement.</i></li> <li><i>4. Persons whose only activity is participating in a competitive bid</i></li> </ol>	<i>LAMC § 48.03</i>

## GENERAL PROVISIONS cont'd

Issue	Current	Current Citation	Proposed	Proposed Citation
	<p>4. Persons whose only activity is participating in a competitive bid process (unless they attempt to influence the Mayor, a City Council member, or their staffs).</p> <p>5. 501(c)(3) organizations that receive government funding and whose primary purpose is to represent indigent clients free of charge (and their employees engaged in the same activity).</p>		<p><i>process (unless they attempt to influence the Mayor, a City Council member, their staffs, or a board or commission member).</i></p> <p><i>5. 501(c)(3) organizations that receive government funding and are created primarily to provide basic life assistance to disadvantaged clients at a rate that is significantly below market (and their employees engaged in the same activity).</i></p>	
<b>Prohibitions</b>	<p>A lobbyist or lobbying firm may not:</p> <ol style="list-style-type: none"> <li>1. Do anything with the intent of placing a City employee under personal obligation to the lobbyist, the lobbying firm, or a client.</li> <li>2. Fraudulently deceive or attempt to deceive a City employee regarding a material fact that is pertinent to pending or proposed municipal legislation.</li> <li>3. Cause or influence the introduction of municipal legislation for the purpose of thereafter being employed or retained to secure its passage or defeat.</li> <li>4. Cause a communication to be sent to a City employee in the name of a nonexistent person or in the name of an existing person without consent.</li> <li>5. Make or arrange for a payment to a City employee that would violate the Governmental Ethics Ordinance.</li> </ol>	LAMC § 48.04	<p><i>A lobbying entity may not:</i></p> <ol style="list-style-type: none"> <li><i>1. Do anything with the intent of placing a City employee under personal obligation to the lobbying entity or their client.</i></li> <li><i>2. Deceive or attempt to deceive a City employee regarding a material fact that is pertinent to a City matter.</i></li> <li><i>3. Cause or influence the introduction of a City matter for the purpose of thereafter being employed or retained to secure its passage or defeat.</i></li> <li><i>4. Cause a communication to be sent to a City employee in the name of a nonexistent person or in the name of an existing person without consent.</i></li> <li><i>5. Offer, make, or arrange for a payment to a City employee that would violate the Charter, the Campaign Finance Ordinance, or the Governmental Ethics Ordinance.</i></li> </ol> <p><i>A client may not offer, make, or arrange for a gift to a City employee that is prohibited for the client's lobbyist or lobbying firm.</i></p>	LAMC § 48.04(A)
<b>Record Keeping</b>	<ol style="list-style-type: none"> <li>1. Lobbying entities and major filers must prepare and retain detailed records necessary to comply with the MLO.</li> <li>2. Treasurers and fundraisers for City campaigns must prepare detailed contribution records for contributions received as a result of fundraising by a lobbying entity.</li> <li>3. Records must be retained for at least four years.</li> </ol>	LAMC § 48.05	<ol style="list-style-type: none"> <li><i>1. Lobbying entities must prepare and retain detailed records necessary to comply with the MLO.</i></li> <li><i>2. Treasurers and fundraisers for City campaigns must prepare detailed contribution records for contributions received as a result of fundraising by a lobbying entity.</i></li> <li><i>3. Records must be retained for at least four years.</i></li> <li><i>4. Vendors and clients must comply</i></li> </ol>	LAMC § 48.05

## GENERAL PROVISIONS cont'd

Issue	Current	Current Citation	Proposed	Proposed Citation
			<i>with a lawful request to provide records that detail activity governed by the MLO. Lobbying entities must notify their vendors and clients of this responsibility.</i>	

## REGISTRATION

Issue	Current	Current Citation	Proposed	Proposed Citation
<b>Applicability</b>	Lobbyists and lobbying firms must register.	LAMC § 48.07(A)	<i>All lobbying entities must register.</i>	<i>LAMC § 48.07</i>
<b>Content</b>	See Attachment C.	LAMC §§ 48.07(D), 48.07(E)	<i>See Attachment C.</i>	<i>LAMC § 48.07(C)</i>
<b>Deadline</b>	A registration must be filed within 10 days after the end of the calendar month in which qualification occurs.	LAMC § 48.07(A)	<i>A registration must be filed within 10 business days after qualification occurs.</i>	<i>LAMC § 48.07</i>
<b>Fees</b>	Annual registration fees are \$450 per lobbyist plus \$75 per client. These fees are reduced to \$337 per lobbyist and \$56 per client if registration occurs in the last quarter of the year.	LAMC § 48.07(C)	<i>Annual registration fees are \$450 per lobbying entity plus \$75 lobbying firm per client.</i>	<i>LAMC § 48.07(B)</i>
<b>Prior City Service</b>	Not addressed.	N/A	<i>Individuals must state whether they are former City employees and, if so, their last date of service to the City.</i>	<i>LAMC §§ 48.05(C)(2)(b) 48.05(C)(5)(d)</i>

*Los Angeles City Ethics Commission*  
**Quick Guide to Registration and Disclosure Contents**  
 Los Angeles Municipal Code §§ 48.07, 48.08  
 August 2017

***New requirements are displayed in red.***

PROPOSED REGISTRATION CONTENTS				
Content	Lobbyist	Firm	Organization	Indirect
Filer's name, address, email, and phone.	X	X	X	X
Name, title, address, email, and phone of individual responsible for the filing.	X	X	X	X
Name, address, email, and phone of clients.		X		
Date of qualification.	X	X	X	X
Each City agency that the filer will attempt to influence.	X	X	X	
Each City matter that the filer will attempt to influence.	X	X	X	X
Position taken on each City matter.	X	X	X	X
Name of each lobbyist who is a partner, owner, shareholder, officer, or employee.		X	X	
Name, address, email, and phone of filer's employer.	X			
The nature of the filer's business.				X
Statement regarding whether filer is a sole proprietor.	X			
Statement regarding whether filer is a former City employee and, if so, the last date of City service.	X			X
Statement that filer understand the MLO requirements.	X	X	X	X

PROPOSED DISCLOSURE CONTENTS				
Content	Lobbyist	Firm	Organization	Indirect
Filer's name, address, email, and phone.	X	X	X	X
Name, <b>title</b> , address, email, and phone of individual responsible for the filing.	X	X	X	X
Name, address, email, and phone of filer's employer.	X			
Name of each partner, owner, shareholder, officer, or employee who is a lobbyist.		X	X	X
Name, address, email, and phone of clients represented.	X	X		
Each City matter filer attempted to influence.	X	X	X	X
Position taken on each City matter.	X	X	X	X
Name, address, email, and phone of each person who had a financial interest in the City matter in the previous 12 months and contributed \$1,000+ or 20+% to expenses attributable to attempts to influence.				X
Name of each partner, owner, shareholder, officer, or employee who engaged in a direct communication.		X	X	X

PROPOSED DISCLOSURE CONTENTS cont'd				
Content	Lobbyist	Firm	Organization	Indirect
Agency, <b>division, and title</b> of City employees with whom filer had a direct communication and date of communication.	X	X	X	X
Client payments incurred.		X		
Client payments received.		X		
Total payments to lobbyist personnel.		X	X	
Total payments to non-lobbyist personnel.		X	X	X
Total expenses attributable to attempts to influence.		X	X	X
For each expense of \$5,000+ attributable to attempts to influence: description, <b>date, amount, name and address of third-party payee, City matter, client if applicable.</b>		X	X	X
Total amount of gifts given by filer and filer's clients to City employees and their immediate family members.	X	X	X	X
For each gift of \$25+ given by filer or filer's clients to City employee or immediately family member: date, amount, description, name and title of City employee, name and address of payee, name of client if applicable.	X	X	X	X
For each contribution of \$100+ given by filer to City candidate, officeholder, or committee: name of recipient, date, amount.	X	X	X	X
For each fundraising solicitation distributed to <b>25+</b> people: copy and description, distribution dates, number distributed, <b>date and amounts of expenses, name and address of payee/vendor</b> , name of beneficiary.	X	X	X	X
For each City candidate, officeholder, or committee that filer engaged in fundraising activity: name of beneficiary, dates of activity, <b>number of persons solicited</b> , amount raised, <b>statement regarding whether another person was involved in the same activity.</b>	X	X	X	X
For behested contributions totaling \$1,000+ made by filer to a City candidate, officeholder, or committee: date of behest, name of behest, date of contribution, amount, description, name and address of payee.	X	X	X	X
For behested donations totaling \$1,000+ made by filer: date of behest, name of behest, date of donation, amount, description, name and address of payee.	X	X	X	X
For compensated campaign services to City candidate, officeholder, or committee: name of compensator, date of election if applicable, compensation earned, <b>compensation received</b> , description of services.	X	X	X	X
For compensated services under City contract: agency, description of contract, <b>compensation earned</b> , compensation received, description of services.	X	X	X	X

# **Municipal Lobbying Ordinance**

*Los Angeles Municipal Code Chapter IV, Article 8*

## **SEC. 48.01. Title and Findings**

A. **Title.** This Article shall be known and may be cited as the Los Angeles Municipal Lobbying Ordinance.

B. **Findings.** The following findings are adopted in conjunction with the enactment of this Article:

1. City government functions to serve the needs of all citizens.
2. The citizens of the City have a right to know the identity of interests that attempt to influence decisions of City government, as well as the means employed by those interests.
3. All persons engaged in compensated activities aimed at influencing decisions by City government must, when so engaged, be subject to the same regulations, restrictions, and requirements, regardless of their background, training, title, or other professional qualifications or license.
4. Complete public disclosure of the full range of activities by and financing of lobbyists and those who employ their services is essential to maintaining public confidence in the integrity of City government.
5. It is in the public interest to ensure that lobbyists do not misrepresent facts, their positions, or attempt to

deceive officials through false communications, do not place City officials under personal obligation to themselves or their clients, and do not represent that they can control the actions of City officials.

6. It is in the public interest to ensure adequate and effective disclosure of information about efforts to lobby City government.

## **SEC. 48.02. Definitions**

The following terms have the meanings identified below. Other terms used in this Article have the meanings identified in the Political Reform Act.

A. **“Agency”** means the City of Los Angeles; any department, bureau, office, board, commission, or entity required to adopt a conflict of interests code subject to City Council approval; or a neighborhood council certified under Article IX of the City Charter.

B. **“At the behest”** means under the control of; at the direction, request, or suggestion of; in cooperation, consultation, or coordination with; or with the express prior consent of an elected City officer or candidate for elected City office. The term does not apply to a donation solicited solely through mass media, a suggestion made to the entire audience at a public gathering, or written materials in which the name of the elected City officer or candidate is listed with other names.

**C. “Attempt to influence”** means directly or indirectly promoting, supporting, opposing, or seeking to modify or delay action on a City matter by any means. The term includes but is not limited to any of the following:

1. Engaging in a direct communication.
2. Drafting ordinances, resolutions, regulations, or other policy documents.
3. Providing advice or recommending strategy.
4. Researching, investigating, and gathering information.
5. Engaging in conduct designed to influence the position of a third party.
6. Other similar conduct.

**D. “City matter”** means a matter that is proposed to or pending with an agency and in which a non-ministerial action may be taken.

**E. “City employee”** means any of the following individuals who participate in a City matter in other than a purely ministerial capacity: an elected City officer; an agency officer, member, commissioner, or employee; or an agency consultant who qualifies as a public official under the Political Reform Act.

**F. “Client”** means both the person on whose behalf a lobbyist or lobbying firm engages in one or more attempts to influence that entitle the lobbyist or the lobbyist’s employer to receive at

least \$250 in compensation and the person who pays the compensation. The term does not include an individual member of an organization that is represented by a lobbyist or lobbying firm, unless the member provides compensation for personal representation in addition to usual membership fees.

**G. “Compensation”** means money or any other tangible or intangible thing of value that is provided, owed, or received in exchange for services rendered or to be rendered. The term includes bonuses and contingent fees, regardless of whether payment is ultimately received. It does not include reimbursement for reasonable lobbying expenses. There is a rebuttable presumption that compensation for lobbying services includes all payments given or owed by or on behalf of a client.

**H. “Controlled committee”** means a committee controlled by an elected City officer or a candidate for elected City office.

**I. “Direct communication”** means directly or indirectly talking to, corresponding with, or answering questions or inquiries from a City employee, either personally or through an agent, for the purpose of attempting to influence. The term does not include the following:

1. Communicating on the record at a publicly noticed meeting that is open to the general public. If a lobbying entity is entitled to receive compensation for the communication, the lobbying entity must disclose on the record the

source of the compensation and on whose behalf the communication is made.

2. Submitting a document or other recording that relates to an item on a publicly noticed meeting agenda and is made part of the record at the public meeting. If a lobbying entity submitting the recording is entitled to receive compensation for doing so, the document or recording must identify the source of the compensation and on whose behalf it is submitted.
3. Submitting a bid or responding to a request for proposals or other contract solicitation, or participating in an interview related to the contract solicitation, as long as the information is provided only to the City employee or agency specifically designated in the contract solicitation to receive the information.
4. Negotiating the terms of a contract with a City employee who has the authority to participate in a decision regarding the contract after being selected by that employee's agency to enter into the contract.
5. Communicating regarding the administration of or performance under an existing City contract with a City employee who administers the contract or provides legal advice regarding the contract. This exemption does not apply to an in scope change order.
6. Requesting an interpretation of a law, regulation, or policy.
7. Responding to an agency enforcement proceeding as the subject of or a witness in that proceeding.
8. Communicating as an official representative of a recognized City employee organization with a City employee other than the Mayor, a City Council member, or a member of their staffs, with regard to one of the following:
  - a. The establishment, amendment, administration, or interpretation of a collective bargaining agreement or memorandum of understanding between an agency and the recognized City employee organization.
  - b. A management decision regarding the working conditions of represented employees that relates to a collective bargaining agreement or memorandum of understanding between an agency and the recognized City employee organization.
  - c. A proceeding before the Civil Service Commission or the Employee Relations Board.
9. Providing legal representation as a licensed attorney for a party in litigation or an enforcement proceeding with an agency.
10. Communicating solely to provide technical data or specialized

knowledge within a particular profession or discipline.

11. Communicating solely to schedule a meeting.

12. Communicating solely regarding a ministerial action.

13. Communicating under circumstances similar to those identified above, after receiving advice from the Ethics Commission that the communication is exempt.

J. **“Donation”** means a payment to a charitable organization for which full and adequate consideration is not received.

K. **“Elected City office”** has the same meaning as in Section 49.7.2(G).

L. **“Elected City officer”** has the same meaning as in Section 49.7.2(H).

M. **“Fundraising activity”** means any of the following:

1. Asking another person, either personally or through an agent, to make a contribution to an elected City officer, a candidate for elected City office, or a controlled committee. This does not include making a request for funds through mass media or through a suggestion made to the entire audience at a public gathering.
2. Allowing one’s name or likeness to be used on a written request for funds for an elected City officer, a candidate for elected City office, or a controlled committee.

3. Making or incurring expenses for or distributing a fundraising solicitation to 25 or more persons.

4. Providing the use of a home or business to hold a fundraising event without charging fair market value for the use of that location.

5. Paying for at least a majority of the costs of a fundraising event.

6. Hiring a person to conduct a fundraising event.

7. Asking 25 or more persons to attend a fundraising event.

8. Providing 25 or more names to be used for invitations to a fundraising event.

N. **“Fundraising event”** means an event designed primarily for political fundraising at which contributions are solicited, delivered, or made for an elected City officer, a candidate for elected City office, or a controlled committee.

O. **“Fundraising solicitation”** means a written request that a person make a contribution to an elected City officer, a candidate for elected City office, a controlled committee, or a City ballot measure committee.

P. **“Indirect Lobbyist”** means a person, other than a lobbyist, lobbying firm, or lobbying organization, who makes or incurs expenses totaling \$5,000 or more in a calendar year for the purpose of attempting to influence one or more City matters. Payments and expenses include those made for public relations, media relations,

advertising, public outreach, research, investigation, reports, analyses, studies, and similar activities if they are not required to be reported by a lobbying entity. Compensation paid to a registered lobbyist or lobbying firm for attempting to influence does not count toward the threshold.

- Q. “Lobbying entity”** means a lobbyist, indirect lobbyist, lobbying firm, or lobbying organization.
- R. “Lobbying firm”** means an entity, other than a lobbying organization or indirect lobbyist, that receives or becomes entitled to receive compensation for one or more attempts to influence and that has a partner, owner, shareholder, officer, or employee who qualifies as a lobbyist.
- S. “Lobbying organization”** means an entity, other than a lobbying firm or an indirect lobbyist, that employs a lobbyist in-house to attempt to influence on the entity’s own behalf.
- T. “Lobbyist”** means an individual who engages in at least one direct communication and receives or becomes entitled to receive \$5,000 or more in compensation in a calendar year for one or more attempts to influence on behalf of one or more other persons.
- U. “Political Reform Act”** means the California Political Reform Act of 1974 (California Government Code Sections 81000 *et seq.*) and the related regulations of the California Fair Political Practices Commission as amended from time to time.

## **SEC. 48.03. Exemptions**

The following persons are exempt from this Article:

- A. A public official or government employee acting in an official capacity and within the scope of employment.
- B. A media outlet that broadcasts news, editorials, or paid advertising that directly or indirectly attempts to influence and the media outlet’s employees engaged in the same activity. This exemption does not apply to other action by a media outlet and its employees.
- C. A consultant acting under an agency consulting agreement.
- D. A person whose only activity is participating in a competitive bid process. This exemption does not apply to attempts to influence the Mayor, a City Council member, a staff member of the Mayor or a City Council member, or a board or commission member with regard to the competitive bid process.
- E. An organization that is exempt from federal taxation pursuant to Section 501(c)(3) of the Internal Revenue Code, receives funding from a government agency, and was created primarily to provide direct basic life assistance to indigent individuals at a rate that is significantly below market. Basic life assistance means assistance with food, clothing, shelter, child care, health, legal needs, and vocational needs. This exemption applies to the organization’s employees engaged in the same activity. This exemption does not

apply to other action by the organization and its employees, including but not limited to seeking City funding.

#### **SEC. 48.04 Prohibitions**

- A. A lobbying entity shall not do any of the following:
  1. Engage in an act with the intent of placing a City employee under personal obligation to the lobbying entity or the lobbying entity's client.
  2. Deceive or attempt to deceive a City employee with regard to a material fact that is pertinent to a City matter.
  3. Cause or influence the introduction of a City matter for the purpose of thereafter being employed or retained to secure its passage or defeat.
  4. Cause a communication to be sent to a City employee in the name of a nonexistent person or in the name of an existing person without that person's consent.
  5. Offer, make, or arrange for a payment to a City employee that would violate a provision of the Charter, the Campaign Finance Ordinance (Sections 49.7.1 *et seq.*), or the Governmental Ethics Ordinance (Sections 49.5.1 *et seq.*).
- B. A client shall not offer, make, or arrange for a payment to a City official, as defined in Section

49.5.2(C), that is prohibited for the client's lobbyist or lobbying firm under Section 49.5.8.

#### **SEC. 48.05. Recordkeeping Responsibilities**

- A. A lobbying entity shall prepare and maintain detailed records that demonstrate compliance with this Article.
- B. Treasurers and fundraisers for elected City officers, candidates for elected City office, and controlled committees shall prepare and maintain detailed records of contributions received as a result of fundraising activity engaged in by a lobbying entity.
- C. A lobbying entity and its vendors and clients shall comply with a lawful request to provide any record that details activity governed by this Article when the request is made by the Ethics Commission or another public officer with the authority to enforce this Article. A lobbying entity shall notify its vendors and clients of their responsibilities under this section.
- D. Records shall be maintained for at least four years. If a record relates to activity that must be disclosed through a public filing, the record shall be maintained for at least four years after the filing deadline.

#### **SEC. 48.06. Filing Methods**

- A. Every registration, report, and other filing required by this Article must be submitted under penalty of perjury by the person who is required to file and

must be filed in a format prescribed by the Ethics Commission. The Ethics Commission must provide public access to all filings.

B. A lobbying entity and a person who qualifies as a lobbying entity must file registrations, quarterly reports, terminations, and amendments to those filings electronically.

C. If an electronic filing is required, the Ethics Commission must provide a unique identifier to the person who is required to file, to be used in place of a physical signature for submitting and verifying data under penalty of perjury. An electronic filing is presumed to be filed under penalty of perjury by the person required to file.

D. If a paper filing is required, it must contain the physical signature of the person who is required to file. A document is considered filed on the earlier of the date of receipt by the Ethics Commission or the date of the postmark if it is mailed and bears the correct address and postage.

**SEC. 48.07. Registration**

A lobbying entity shall register with the Ethics Commission within 10 business days after qualifying as a lobbying entity. A lobbying entity shall file an amendment to its registration statement within 10 business days after the information in the registration statement changes.

A. **Duration.** A person who registers as a lobbying entity shall retain that status through the earlier of December 31 of that calendar year or the date of filing a termination statement. A lobbying entity shall file a termination statement within 20 business days after ceasing all activity governed by this Article.

B. **Registration Fees.** An annual registration fee of \$450 shall be paid for each lobbying entity. An individual who qualifies as both a lobbyist and a lobbying firm shall pay a registration fee only as a lobbying firm. An annual registration fee of \$75 shall be paid for each client of a lobbying firm.

C. **Contents.**

1. Every registration statement shall contain the following information:
  - a. The lobbying entity's name, address, email, and telephone number.
  - b. The name, title, address, email, and telephone number of the individual responsible for filing the registration statement.
  - c. The date of qualification as a lobbying entity.
  - d. Each agency that the lobbying entity has attempted and will attempt to influence.
  - e. Each City matter that the lobbying entity has attempted and will attempt to influence, including City reference numbers.
  - f. The position that was taken or will be taken on each matter.
  - g. A statement that the lobbying entity has reviewed and

understands the requirements of this Article, including the education requirement in Section 48.10, and will notify all clients and vendors of their responsibilities under Section 48.05(B).

h. Any other information required by regulation of the Ethics Commission, consistent with this Article.

2. In addition to the information in paragraph 1, a registration statement for a lobbyist must also contain the following:

- a. The name, address, email, and telephone number of the lobbyist's employer.
- b. A statement regarding whether the lobbyist is a sole proprietor.
- c. A statement regarding whether the lobbyist is a former City employee and, if so, the lobbyist's last date of service to the City.

3. In addition to the information in paragraph 1, a registration statement for a lobbying firm must also contain the following:

- a. The name of each lobbyist who is a partner, owner, shareholder, officer, or employee.
- b. For each client:
  - i. The client's name, address, email, and telephone number.

ii. The name of each lobbyist who has attempted or will attempt to influence.

iii. The City matters regarding which each lobbyist will attempt to influence, including City reference numbers.

4. In addition to the information in paragraph 1, a registration statement for a lobbying organization must also contain the name of each lobbyist who is a partner, owner, shareholder, officer, or employee.

5. In addition to the information in paragraph 1, a registration statement for an indirect lobbyist must also contain the following:

- a. Each City matter the indirect lobbyist has attempted and will attempt to influence, including City reference numbers.
- b. The indirect lobbyist's position on each City matter.
- c. The nature of the indirect lobbyist's business.
- d. For an individual, a statement regarding whether the indirect lobbyist is a former City employee and, if so, the indirect lobbyist's last date of service to the City.

## SEC. 48.08. Disclosure

A. **Reporting Requirement.** A lobbying entity shall file a disclosure report

for every two-month reporting period during which the lobbying entity was registered, was required to register, or had reportable activity. An individual who qualifies as both a lobbyist and a lobbying firm shall file only lobbying firm reports.

**B. Deadline.** Disclosure reports shall be filed by the following deadlines and shall disclose activity for the two calendar months immediately preceding the deadline:

1. By March 10, for activity from January 1 through the last day of February.
2. By May 10, for activity from March 1 through April 30.
3. By July 10, for activity from May 1 through June 30.
4. By September 10, for activity from July 1 through August 30.
5. By November 10, for activity from September 1 through October 31.
6. By January 10, for activity from November 1 through December 31.

**C. Contents.**

1. Every disclosure report shall contain the following information:
  - a. The lobbying entity's name, address, email, and telephone number.
  - b. The name, title, address, email, and telephone number of the individual responsible for filing the disclosure report.
- c. The total amount of all gifts and other financial benefits that the lobbying entity and the lobbying entity's clients gave to City employees and members of City employees' immediate families. For purposes of this Subparagraph and Subparagraph d, a gift includes but is not limited to a contribution to an individual's campaign for election to a neighborhood council, a pension board, or another City position other than an elected City office.
- d. For each gift or other financial benefit valued at \$25 or more that the lobbying entity or one of the lobbying entity's clients gave to a City employee or a member of a City employee's immediate family:
  - i. The date given.
  - ii. The amount or fair market value.
  - iii. A description.
  - iv. The name and title of the City employee.
  - v. The name and address of each payee.
  - vi. The name of the client, if any, for whom the gift or financial benefit was given. A gift or benefit is given for a client if the client requested or authorized it or if it was given in connection with an event at

which the lobbying entity attempted to influence the City employee on behalf of the client.

e. For each contribution of \$100 or more to an elected City officer, a candidate for elected City office, or a controlled committee that the lobbying entity made, delivered, or acted as an intermediary for:

- i. The name of the elected City officer, the candidate for elected City office, or the controlled committee.
- ii. The date of the contribution.
- iii. The amount of the contribution.

f. If the lobbying entity made or incurred expenses for or distributed 25 or more substantially similar copies of a fundraising solicitation, the information required by Section 48.09(B).

g. For each elected City officer, candidate for elected City office, or controlled committee for which the lobbying entity engaged in fundraising activity:

- i. The name of the elected City officer, the candidate for elected City office, or the controlled committee.
- ii. The dates of the fundraising activity.

iii. The number of persons from whom contributions were solicited.

iv. The amount of funds raised as a result of the fundraising activity.

v. A statement regarding whether another person was involved in the same fundraising activity.

h. If the lobbying entity made one or more contributions aggregating \$1,000 or more at the behest of an elected City officer or candidate for elected City office to controlled committees of other elected City officers or candidates for elected City office, the following for each contribution:

- i. The date of the behest.
- ii. The name of the elected City officer or candidate for elected City office who made the behest.
- iii. The date of the contribution.
- iv. The amount of the contribution.
- v. A description of the contribution.
- vi. The name and address of the payee.

i. If the lobbying entity made one or more donations aggregating \$1,000 or more at the behest of an elected City officer or

candidate for elected City to religious, charitable, or other nonprofit organizations, the following for each donation:

- i. The date of the behest.
- ii. The name of the elected City officer or candidate for elected City office who made the behest.
- iii. The date of the donation.
- iv. The amount of the donation.
- v. A description of the donation.
- vi. The name and address of the payee.

j. For each elected City officer, candidate for elected City office, or controlled committee to which the lobbying entity provided compensated services:

- i. The name of the elected City officer, candidate for elected City office, or controlled committee.
- ii. The date of the election, if applicable.
- iii. The amount of compensation earned.
- iv. The amount of compensation received.
- v. A description of the services provided.

An individual shall report this information whether the services were provided by the individual personally or by a business entity in which the individual held an ownership or investment interest of at least 10 percent and whether the compensation was or is to be provided directly to the individual or to the business entity.

k. For each contract under which the lobbying entity provided compensated services to an agency:

- i. The agency for which the services were provided.
- ii. A description of the contract, including City reference numbers.
- iii. The amount of compensation earned.
- iv. The amount of compensation received.
- v. A description of the services provided.

An individual shall report this information whether the services were provided by the individual personally or by a business entity in which the individual held an ownership or investment interest of at least 10% and whether the compensation was or is to be provided directly to the individual or to the business entity.

- I. Any other information required by regulation of the Ethics Commission, consistent with this Article.
2. In addition to the information in paragraph 1, a disclosure report for a lobbyist must also contain the following:
  - a. The name, address, email, and telephone number of the lobbyist's employer.
  - b. For each City matter the lobbyist attempted to influence:
    - i. A description of the matter, including City reference numbers.
    - ii. The position taken on the matter.
    - iii. The name, address, email, and telephone number of the client on whose behalf the attempt to influence was made.
    - iv. The agency, division, and title of each City employee with whom the lobbyist engaged in a direct communication and the date of the direct communication.
3. In addition to the information in paragraph 1, a disclosure report for a lobbying firm must also contain the following:
  - a. The name of each lobbyist who is a partner, owner, shareholder, officer, or employee.
  - b. For each City matter the lobbying firm attempted to influence:
    - i. A description of the matter, including City reference numbers.
    - ii. The position taken on the matter.
    - iii. The name, address, email, and telephone number of the client on whose behalf the attempt to influence was made.
    - iv. The name of each partner, owner, shareholder, officer, or employee who engaged in a direct communication.
    - v. The agency, division, and title of each City employee with whom a partner, owner, shareholder, officer, or employee engaged in a direct communication and the date of the direct communication.
    - vi. Total client payments incurred for attempts to influence.
    - vii. Total client payments received for attempts to influence.
  - c. Total payments incurred and received from clients.

- d. Total payments to lobbyist personnel for attempts to influence.
- e. Total payments to non-lobbyist personnel for attempts to influence.
- f. Total expenses attributable to attempts to influence, other than overhead expenses, including the amounts in Subparagraphs d and e and all other expenses that would not have been incurred but for an attempt to influence. Each expense of \$5,000 or more must be itemized with a description, the date, the amount, the name and address of each third-party payee, the related City matter, including City reference numbers, and the client on whose behalf the expense was incurred.

4. In addition to the information in paragraph 1, a disclosure report for a lobbying organization must also contain the following:

- a. The name of each lobbyist who is a partner, owner, shareholder, officer, or employee.
- b. For each City matter the lobbying organization attempted to influence:
  - i. A description of the matter, including City reference numbers.
  - ii. The position taken on the matter.

- iii. The name of each partner, owner, shareholder, officer, or employee who engaged in a direct communication.
- iv. The agency, division, and title of each City employee with whom a partner, owner, shareholder, officer, or employee engaged in a direct communication and the date of the direct communication.

5. In addition to the information in paragraph 1, a disclosure report for an indirect lobbyist must also contain the following:

- c. Total payments to lobbyist personnel for attempts to influence.
- d. Total payments to non-lobbyist personnel for attempts to influence.
- e. Total expenses attributable to attempts to influence, other than overhead expenses, including the amounts in Subparagraphs c and d and all other expenses that would not have been incurred but for an attempt to influence. Each such expense of \$5,000 or more must be itemized with a description, the date, the amount, the name and address of each third-party payee, the related City matter, including City reference numbers, and the client on whose behalf the expense was incurred.

- a. The name of each lobbyist who is a partner, owner, shareholder, officer, or employee.
- b. For each City matter the indirect lobbyist attempted to influence:
  - i. A description of the matter, including City reference numbers.
  - ii. The position taken on the matter.
  - iii. The name of each partner, owner, shareholder, officer, or employee who engaged in a direct communication.
  - iv. The agency, division, and title of each City employee with whom a partner, owner, shareholder, officer, or employee engaged in a direct communication and the date of the direct communication.
  - v. The name, address, email, and telephone number of each person who has, or in the previous 12 months had, a financial interest in the matter and contributed at least \$1,000 to the indirect lobbyist or paid for at least 20 percent of the indirect lobbyist's expenses attributable to attempts to influence.
- c. Total payments to personnel for attempts to influence.
- d. Total expenses attributable to attempts to influence, other than overhead expenses, including the amount in Subparagraph d and all other expenses that would not have been incurred but for an attempt to influence. Each such expense of \$5,000 or more must be itemized with a description, the date, the amount, the name and address of each third-party payee, and the related City matter, including City reference numbers.

#### **SEC. 48.09. Copies of Solicitations**

A lobbying entity shall notify the Ethics Commission when it makes or incurs expenses for or distributes substantially similar copies of a fundraising solicitation to 25 or more persons.

- A. The notice shall be filed within one business day after the earlier of the date the fundraising solicitation is first distributed or the date an expense is made or incurred.
- B. The notice shall include the following:
  - 1. A copy of the fundraising solicitation.
  - 2. A description of the fundraising solicitation.
  - 3. The dates on which the fundraising solicitation was distributed.
  - 4. The number of copies distributed and, if not distributed by the

lobbying entity, the names of the persons making the distributions.

5. The dates and amounts of the expenses that were made or incurred and, if not made or incurred by the lobbying entity, the names of the persons making or incurring the expenses.
6. The name and address of each payee and any vendor or subvendor that provided service for the fundraising solicitation.
7. The names of each elected City officer, candidate for elected City office, and controlled committee for which the fundraising solicitation was made.

**SEC. 48.10. Education.** An individual who is required to register as a lobbyist shall complete a training provided by the Ethics Commission at least once every two calendar years. An individual who is required to register as a lobbyist for the first time shall complete the training within 60 calendar days after qualifying as a lobbyist. Thereafter, the individual shall complete the training every other year, within 60 calendar days after registering as a lobbyist.

## **SEC. 48.11. Enforcement**

### **A. Criminal Penalties.**

1. A person who knowingly or willfully violates a provision of this Article is guilty of a misdemeanor. A person who knowingly or willfully causes another person to violate a provision of this Article or who

knowingly or willfully aides and abets another person in violating a provision of this Article is guilty of a misdemeanor.

2. Prosecution for violation of a provision of this Article must be commenced within one year after the date on which the violation occurred.
3. A person convicted of a violation of this Article may not act as a lobbying entity or otherwise attempt to influence for one year after such conviction.

### **B. Civil Enforcement.**

1. A person who intentionally or negligently violates a provision of this Article is liable in a civil action brought by the City Attorney, the Ethics Commission, or a person residing within the City. The amount of liability for a violation may not exceed the greater of \$5,000 or three times the amount the person improperly reported, contributed, expended, gave, or received. If the court determines that a violation was intentional, the court may order that the person be prohibited from acting as a lobbying entity or otherwise attempting to influence for one year.
2. If two or more persons are responsible for a violation, they are jointly and severally liable.
3. Before filing a civil action pursuant to this Subsection, a person other than the City Attorney shall first file with the Ethics Commission a

written request for the Ethics Commission to commence an action. The request shall contain a statement of the grounds for believing a cause of action exists. The Ethics Commission shall respond within 40 days after receiving the request and indicate whether it intends to file a civil action. If the Ethics Commission indicates in the affirmative and files an action within 40 days after the response, no other action may be brought unless the action brought by the Ethics Commission is dismissed without prejudice.

4. In determining the amount of liability pursuant to this subsection, the court may take into account the seriousness of the violation and the degree of culpability of the defendant. If a judgment is entered against the defendant or defendants in an action, a private plaintiff shall receive 50 percent of the amount recovered. The remaining 50 percent shall be deposited into the City's General Fund. In an action brought by the City Attorney or the Ethics Commission, the entire amount shall be paid to the City's General Fund.
5. An action alleging a violation of this Article may not be filed more than four years after the date the violation occurred.

**C. Injunction.** A person residing within the City, including the City Attorney, may sue for injunctive relief to enjoin violations or to compel compliance with the provisions of this Article.

**D. Costs of Litigation.** In a civil action, the court may award to a prevailing party, other than an agency, the party's costs of litigation, including reasonable attorney's fees. If the costs or fees are awarded against the City, the payment of the award is the responsibility of the City, subject to City Council approval.

**E. Administrative Penalties.**

1. The Ethics Commission may impose penalties and issue orders for violations of this Article pursuant to its authority under Charter Section 706(c).
2. A person found to have violated Charter Section 470(k) shall not act as a lobbying entity or otherwise attempt to influence City matters for four years. The Ethics Commission may reduce that period of time to not less than one year if it finds either of the following:
  - a. The person admitted or otherwise accepted responsibility for the violation.
  - b. The person took prompt remedial or corrective action.

**SEC. 48.12. Late Filing Penalties.**

In addition to any other penalty, a person who files an original report or statement after a deadline imposed by this Article is liable to the Ethics Commission in the amount of \$25 per day after the deadline until the statement or report is filed, up to a maximum of \$500. Liability need not be enforced by the Ethics Commission if

its Executive Officer determines that the late filing was not willful and that enforcement of the penalty would not further the purposes of this Article. Liability may not be waived if a statement or report is not filed within 10 days after the Ethics Commission sends written notice that the statement or report is past due.

#### **SEC. 48.13. Bidder Certification.**

- A. A bidder for a contract, as defined in Los Angeles Administrative Code Section 10.40.1, shall submit with its bid a certification, in a format prescribed by the Ethics Commission, that the bidder acknowledges and agrees to comply with this Article if the bidder qualifies as a lobbying entity. The exemptions contained in Section 48.03 and Los Angeles Administrative Code Section 10.40.4 do not apply to this section.
- B. Every agency shall include in each request for bids, request for proposals, request for qualifications, or other contract solicitation the link to the Ethics Commission's online version of this Article.
- C. This section does not apply to the renewal, extension, or amendment of an existing contract, as long as the original contract solicitation met the requirements in Subsections A and B and the renewal, extension, or amendment does not involve a new contract solicitation.

#### **SEC. 48.14. Severability**

The provisions of this Article are severable. If any provision of this Article, or its application to any person or circumstance is held invalid by a court, the remainder of this Article and the application of the provision to other persons and circumstances is not affected by that determination, to the extent that the provision or its application can be given effect.

# Municipal Lobbying Ordinance

*Los Angeles Municipal Code Chapter IV, Article 8*

## SEC. 48.01. Title and Findings

A. **Title.** This Article shall be known and may be cited as the Los Angeles Municipal Lobbying Ordinance.

B. **Findings.** The following findings are adopted in conjunction with the enactment of this Article:

1. City ~~G~~overnment functions to serve the needs of all citizens.
2. The citizens of the City ~~of Los Angeles~~ have a right to know the identity of interests ~~which that~~ attempt to influence decisions of City government, as well as the means employed by those interests.
3. All persons engaged in compensated ~~lobbying~~ activities aimed at influencing decisions by City government must, when so engaged, be subject to the same regulations, restrictions, and requirements, regardless of their background, training, title, or other professional qualifications or license.
4. Complete public disclosure of the full range of activities by and financing of lobbyists and those who employ their services is essential to ~~the maintenance of citizen maintaining public~~ confidence in the integrity of ~~local~~ City government.

5. It is in the public interest to ensure that lobbyists do not misrepresent facts, their positions, or attempt to deceive officials through false communications, do not place City officials under personal obligation to themselves or their clients, and do not represent that they can control the actions of City officials.
6. It is in the public interest to ~~adopt these amendments to the City's regulations of lobbyists to~~ ensure adequate and effective disclosure of information about efforts to lobby City government.

## SEC. 48.02. Definitions

The following terms ~~used in this Article shall~~ have the meanings ~~set forth below identified below~~. Other terms used in this Article ~~shall~~ have the meanings ~~set forth identified in the California Political Reform Act of 1974, as amended, and in the regulations of the California Fair Political Practices Commission, as amended, if defined therein.~~

**“Activity expense”** means any payment, ~~including any gift, made to or directly benefiting any City official or member of his or her immediate family, made by a lobbyist, lobbying firm, or lobbyist employer.~~

**A. “Agency”** means the City of Los Angeles ~~or;~~ any department, bureau, office, board, commission, ~~other agency of the City, or any other government agency, entity~~ required to

adopt a conflict of interests ~~s~~ code subject to City Council approval, ~~and includes the City's Community Redevelopment Agency and the Los Angeles City Housing Authority or a neighborhood council certified under Article IX of the City Charter.~~

**B. "At the behest"** means under the control of, at the direction, request, or suggestion of, in cooperation, consultation, or coordination with, or concert with, at the request or suggestion of, or with the express prior consent of any ~~y~~ elective elected City officer or candidate for elective elected City office. ~~A donation to a religious, charitable, or other nonprofit organization is not made at the behest of an elective City officer or candidate if the~~ The term does not apply to a donation is solicited solely through a newspaper publication, through radio, television, or other mass media, or through a suggestion made to the entire audience at a public gathering. A donation to a religious, charitable, or other nonprofit organization is not made at the behest of an elective City officer or candidate solely because the name of the officer or candidate is listed with other names on, or written materials used to request donations or in which the name of the elected City officer or candidate makes a speech to the entire audience or is honored and given an award at an event sponsored by the organization is listed with other names.

**C. "Attempting to influence"** means directly or indirectly promoting, supporting, opposing, or seeking to modify or delay any action on municipal legislation a City matter by any means, including but not limited to providing or using persuasion,

~~information, statistics, analyses or studies. A person attempts to influence municipal legislation when he or she engages in lobbying activities for the purpose of influencing a decision. The term includes but is not limited to any of the following:~~

1. Engaging in a direct communication.
2. Drafting ordinances, resolutions, regulations, or other policy documents.
3. Providing advice or recommending strategy.
4. Researching, investigating, and gathering information.
5. Engaging in conduct designed to influence the position of a third party.
6. Other similar conduct.

**D. "City matter"** means a matter that is proposed to or pending with an agency and in which a non-ministerial action may be taken.

**E. "City official/employee"** means any ~~elective or appointed City officer, member, employee or consultant (who qualifies as a public official within the meaning of the Political Reform Act) of any agency, who, as part of his or her official duties, of the following individuals who participates in the consideration of any municipal legislation a City matter in other than in a purely clerical, secretarial or ministerial capacity: an elected City officer; an agency officer, member, commissioner, or employee; or an~~

agency consultant who qualifies as a public official under the Political Reform Act.

**F. "Client"** means both

- (1) the person who compensates a lobbyist or lobbying firm for the purpose of attempting to influence municipal legislation and
- (2) the person on whose behalf a lobbyist or lobbying firm engages in one or more attempts to influence such municipal legislation, even if the lobbyist or lobbying firm is compensated by another person for such representation that entitle the lobbyist or the lobbyist's employer to receive at least \$250 in compensation and the person who pays the compensation.  
However, if a lobbyist or lobbying firm represents a membership organization and The term does not include an individual members of that an organization that is represented by a lobbyist or lobbying firm, an individual member is not a client solely because the member is individually represented by the lobbyist or lobbying firm unless the member makes a payment provides compensation for such personal representation in addition to usual membership fees.

**G. "Compensation"** means money or any other tangible or intangible thing of value that is provided, owed, or received in exchange for services rendered or to be rendered. The term includes bonuses and contingent fees, regardless of whether payment is ultimately received. It does not include reimbursement for reasonable lobbying expenses. There is a

rebuttable presumption that compensation for lobbying services includes all payments given or owed by or on behalf of a client.

**"Compensated services"** means services for which compensation was paid during a reporting period or for which the lobbyist or lobbying firm became entitled to compensation during that period.

**H. "Controlled committee"** means any committee controlled by an elective elected City officer or a candidate for any elective elected City office, including any campaign, officeholder, legal defense fund, or ballot measure committee.

**I. "Direct communication"** means appearing as a witness before, directly or indirectly talking to (either by telephone or in person), corresponding with, or answering questions or inquiries from, any City official or employee, either personally or through an agent who acts under one's direct supervision, control or direction, for the purpose of attempting to influence. The term does not include the following:

1. Communicating on the record at a publicly noticed meeting that is open to the general public. If a lobbying entity is entitled to receive compensation for the communication, the lobbying entity must disclose on the record the source of the compensation and on whose behalf the communication is made.
2. Submitting a document or other recording that relates to an item on

a publicly noticed meeting agenda and is made part of the record at the public meeting. If a lobbying entity submitting the recording is entitled to receive compensation for doing so, the document or recording must identify the source of the compensation and on whose behalf it is submitted.

3. Submitting a bid or responding to a request for proposals or other contract solicitation, or participating in an interview related to the contract solicitation, as long as the information is provided only to the City employee or agency specifically designated in the contract solicitation to receive the information.

4. Negotiating the terms of a contract with a City employee who has the authority to participate in a decision regarding the contract after being selected by that employee's agency to enter into the contract.

5. Communicating regarding the administration of or performance under an existing City contract with a City employee who administers the contract or provides legal advice regarding the contract. This exemption does not apply to an in scope change order.

6. Requesting an interpretation of a law, regulation, or policy.

7. Responding to an agency enforcement proceeding as the subject of or a witness in that proceeding.

8. Communicating as an official representative of a recognized City employee organization with a City employee other than the Mayor, a City Council member, or a member of their staffs, with regard to one of the following:

- a. The establishment, amendment, administration, or interpretation of a collective bargaining agreement or memorandum of understanding between an agency and the recognized City employee organization.
- b. A management decision regarding the working conditions of represented employees that relates to a collective bargaining agreement or memorandum of understanding between an agency and the recognized City employee organization.
- c. A proceeding before the Civil Service Commission or the Employee Relations Board.

9. Providing legal representation as a licensed attorney for a party in litigation or an enforcement proceeding with an agency.

10. Communicating solely to provide technical data or specialized knowledge within a particular profession or discipline.

11. Communicating solely to schedule a meeting.

12. Communicating solely regarding a ministerial action.

13. Communicating under circumstances similar to those identified above, after receiving advice from the Ethics Commission that the communication is exempt.

**J. “Donation”** means a payment to a charitable organization for which full and adequate consideration is not received.

**K. “Elective Elected City officer”** means the Mayor, City Attorney, Controller and Member of the City Council has the same meaning as in Section 49.7.2(G).

**L. “Elective Elected City officer”** means any person who is a City Council Member, City Attorney, Controller or Mayor, whether appointed or elected has the same meaning as in Section 49.7.2(H).

**“Fundraiser”** means an individual who receives compensation to engage in fundraising activity as defined in this section.

**M. “Fundraising activity”** means any of the following:

1. Asking another person, either personally or through an agent, to make a contribution to an elected City officer, a candidate for elected City office, or a controlled committee. This does not include making a request for funds through mass media or through a suggestion made to the entire audience at a public gathering.
2. Allowing one’s name or likeness to be used on a written request for funds for an elected City officer, a candidate for elected City office, or a controlled committee.

3. Making or incurring expenses for or distributing a fundraising solicitation to 25 or more persons.
4. Providing the use of a home or business to hold a fundraising event without charging fair market value for the use of that location.
5. Paying for at least a majority of the costs of a fundraising event soliciting a contribution or hosting or sponsoring a fundraising event or
6. hiring a fundraiser or contractor person to conduct any fundraising event.
7. Asking 25 or more persons to attend a fundraising event.
8. Providing 25 or more names to be used for invitations to a fundraising event.

**N. “Fundraising event”** means an event designed primarily for political fundraising at which contributions are solicited, delivered, or made for an elective elected City officer, a candidate for elective elected City office, or any of his or her a controlled committees are solicited, delivered or made.

**O. “Fundraising solicitation”** means a written request that a person make a contribution to an elected City officer, a candidate for elected City office, a controlled committee, or a City ballot measure committee.

**“Host or sponsor”** means to provide the use of a home or business to hold a political fundraising event without charging market value for the use of that location; to ask more than 25 persons to attend the event; to pay for at least a majority of the costs of the event; or to provide the candidate, campaign, committee and/or fundraiser more than 25 names to be used for invitations to the event.

**P. “Indirect Lobbyist”** means a person, other than a lobbyist, lobbying firm, or lobbying organization, who makes or incurs expenses totaling \$5,000 or more in a calendar year for the purpose of attempting to influence one or more City matters. Payments and expenses include those made for public relations, media relations, advertising, public outreach, research, investigation, reports, analyses, studies, and similar activities if they are not required to be reported by a lobbying entity. Compensation paid to a registered lobbyist or lobbying firm for attempting to influence does not count toward the threshold.

**“Lobbying activities”** includes the following and similar compensated conduct when that conduct is related to a direct communication to influence any municipal legislation:

- (1) engaging in, either personally or through an agent, written or oral direct communication with a City official;**
- (2) drafting ordinances, resolutions or regulations;**
- (3) providing advice or recommending strategy to a client or others;**

- (4) research, investigation and information gathering;**
- (5) seeking to influence the position of a third party on municipal legislation or an issue related to municipal legislation by any means, including but not limited to engaging in community, public or press relations activities; and**
- (6) attending or monitoring City meetings, hearings or other events.**

**Q. “Lobbying entity”** means a lobbyist, indirect lobbyist, lobbying firm or lobbyist employer, as defined in this article, or lobbying organization.

**R. “Lobbying firm”** means any entity, including an individual lobbyist other than a lobbying organization or indirect lobbyist, which that receives or becomes entitled to receive \$1,000 or more in monetary or in-kind compensation for engaging in lobbying activities (either personally or through its agents) during any consecutive three month period, for the purpose of attempting one or more attempts to influence municipal legislation on behalf of any other person, provided any and that has a partner, owner, shareholder, officer, or employee of the entity who qualifies as a lobbyist. Compensation does not include reimbursement of or payment for reasonable travel expenses. An entity receives compensation within the meaning of this definition whether or not the compensation is received solely for activities regulated by this article or is received for other activities as well; however, only that portion of

compensation received for the lobbying activities shall count toward the qualification threshold. An entity **"becomes entitled to receive compensation"** when the entity agrees to provide services regulated by this Article, or performs those services, whether or not payment is contingent on the accomplishment of the client's purposes.

**S. "Lobbying organization"** means an entity, other than a lobbying firm or an indirect lobbyist, that employs a lobbyist in-house to attempt to influence on the entity's own behalf.

**T. "Lobbyist"** means any individual who is compensated to spend 30 or more hours in any consecutive three-month period engaged in lobbying activities which include engages in at least one direct communication with a City official or employee, conducted either personally or through agents, for the purpose of and receives or becomes entitled to receive \$5,000 or more in compensation in a calendar year for one or more attemptings to influence municipal legislation on behalf of any other one or more other persons.

Compensation does not include reimbursement of or payment for reasonable travel expenses. A person receives compensation within the meaning of this definition whether or not the compensation is received solely for activities regulated by this Article or is received for both lobbying activities and other activities as well. However, only the compensation for the lobbying activities shall be calculated to determine whether an individual qualifies as a lobbyist. An individual **"becomes entitled to receive compensation"** when the individual or

the entity in which the individual is an employee, partner, owner, shareholder or officer, agrees to provide services regulated by this Article, or performs those services, regardless of whether payment is contingent on the accomplishment of the client's purposes. A lobbyist includes a person who owns an investment in a business entity if that person attempts to influence municipal legislation on behalf of the business entity and if the person acquires the investment as compensation for his or her lobbying services or in contemplation of performing those services.

**"Lobbyist employer"** means an entity, other than a lobbying firm, that employs a lobbyist in-house to lobby on its behalf.

**"Major filer"** means any person who makes payments or incurs expenditures totaling \$5,000 or more during any calendar quarter for public relations, media relations, advertising, public outreach, research, investigation, reports, analyses, studies, or similar activities, for the purpose of attempting to influence action on any proposed or pending matter of municipal legislation, if these payments or expenditures are not required to be reported on a lobbyist or lobbying firm quarterly report. A "major filer" does not include a lobbyist, lobbyist employer, or lobbying firm. Expenditures and payments for regularly published newsletters or other routine communications between an organization and its members shall not be counted for the purpose of this definition.

**"Municipal legislation"** means any legislative or administrative matter proposed or pending before any agency (as defined in this Article), including but not limited to those involving the granting,

denial, revocation, restriction or modification of a license, permit or entitlement for use (including all land use permits) if the Mayor, the City Council, any of its committees, any agency board, commission, committee, or general manager, or any agency officer or employee charged by law with holding a hearing and making a decision, is charged by law with making a final decision on the matter. However, "**municipal legislation**" does not include any of the following:

- (1) A request for advice or for an interpretation of laws, regulations, City approvals or policies, or a direct response to an enforcement proceeding with the City Ethics Commission.
- (2) Any ministerial action. An action is ministerial if it does not require the City official or employees involved to exercise discretion concerning any outcome or course of action.
- (3) Any action relating to the establishment, amendment, administration, implementation or interpretation of a collective bargaining agreement or memorandum of understanding between an agency and a recognized employee organization, or a proceeding before the Civil Service Commission or the Employee Relations Board. Further, it does not include management decisions as to the working conditions of represented employees that clearly relate to the terms of such collective bargaining agreement or memorandum of understanding. Nevertheless, "**municipal legislation**" does

include any action relating to collective bargaining taken by the City Council, any of its committees or members (including the staffs of such members), or by the Mayor or his or her office.

- (4) Preparation or compilation of any radius map, vicinity map, plot plan, site plan, property owners or tenants list, abutting property owners list, photographs of property, proof of ownership or copy of lease, or neighbor signatures required to be submitted to the City Planning Department.

**"Person"** means any individual, business entity, trust corporation association, committee, or any other organization or group of persons acting in concert.

**U. "Political Reform Act"** means the California Political Reform Act of 1974 (California Government Code Sections 81000 et seq.) and the related regulations of the California Fair Political Practices Commission as amended from time to time.

**"Solicit"** means to ask, personally or through an agent, that another person make a contribution to an elective City officer or candidate for City office, or to his or her controlled committee, including allowing one's signature to be used on a written request for funds. For purposes of this article, a lobbying entity solicits a contribution only when the lobbying entity does so

- (1) at the behest of the elective City officer or candidate for elective City office, or his or her campaign treasurer, campaign manager, or

~~member of his or her fundraising committee, or~~

~~(2) if the lobbying entity has informed the candidate or officer that the person is soliciting the contributions.~~

~~A person does not solicit, however, by making a request for funds publicly to at least a majority of persons who attend any public gathering, or by making a request that appears published in a newspaper, on radio or television.~~

### **SEC. 48.03. Exemptions**

The following persons are exempt from ~~the requirements of this Article~~:

A. ~~Any public official or government employee~~ acting in ~~his or her an~~ official capacity, and ~~any government employee acting~~ within the scope of his or her employment.

B. A ~~newspaper or other regularly published periodical, radio or television station or network, including any individual who owns, publishes or is employed by such newspaper, periodical or station or network, when, in the ordinary course of its business, it publishes or media outlet that~~ broadcasts news, editorials ~~or other comments~~, or paid advertising, ~~which that~~ directly or indirectly attempts to influence ~~action on municipal legislation and the media outlet's employees engaged in the same activity~~. This exemption does not apply to ~~any other action by any such newspaper, periodical, station or network, or by any such person, to attempt to influence municipal~~

~~legislation, if such activity otherwise regulated by this Article a media outlet and its employees.~~

C. A ~~person consultant~~ acting ~~without any compensation or consideration other than reimbursement or payment of reasonable travel expenses under an agency consulting agreement.~~

D. ~~Any person whose only activity is submitting a bid on a competitively bid contract, submitting a written response to or participating in an oral interview for a request for proposals or qualifications, or negotiating the terms of a written agreement with any City agency if selected pursuant to that bid or request for proposals or qualifications participating in a competitive bid process. Except with regard to persons covered by subsections E and F, t~~  
~~This exemption shall does not apply to any person who attempts to influence the action of the Mayor or Mayor's staff, any member of the City Council member, or their a staffs member of the Mayor or a City Council member, or any board or commission member with regard to any such contract the competitive bid process.~~

E. ~~Any organization that is exempt from federal taxation pursuant to Section 501(c)(3) of the Internal Revenue Code, which receives funding from any federal, state or local government agency for the purpose of representing the interests of, and was created primarily to provide direct basic life assistance to indigent persons and whose primary purpose is to provide direct services to those persons, if the individual or individuals represented by the organization~~

~~before any City agency provide no payment to the organization for that representation individuals at a rate that is significantly below market. Basic life assistance means assistance with food, clothing, shelter, child care, health, legal needs, and vocational needs. This exemption applies to the organization's employees engaged in the same activity. This exemption shall does not apply to direct contracts with a City official in other than a publicly noticed meeting, for the purpose of attempting to influence a City decision with regard to any City funding which the organization is seeking other action by the organization and its employees, including but not limited to seeking City funding.~~

~~F. Any person employed by an organization described in Subsection E with respect to his or her activities as an employee of the organization.~~

## **SEC. 48.04 Prohibitions**

~~A. No lobbyist or A lobbying firm subject to the requirements of this Article entity shall not do any of the following:~~

~~A1. Do any Engage in an act with the purpose and intent of placing any City official employee under personal obligation to the lobbyist, the lobbying firm, entity or to the lobbyist's or firm's employer or lobbying entity's client.~~

~~B2. Fraudulently dDeceive or attempt to deceive any City official employee with regard to any material fact that is pertinent to~~

~~any pending or proposed municipal legislation a City matter.~~

~~C3. Cause or influence the introduction of any municipal legislation a City matter for the purpose of thereafter being employed or retained to secure its passage or defeat.~~

~~D4. Cause any communication to be sent to any City official employee in the name of any nonexistent person or in the name of any existing person without the that person's consent of such person.~~

~~E5. MOffer, make, or arrange for any payment to a City official, or act as an agent or intermediary in making any such payment by any other person, if the arrangement or the payment employee that would violate any provision of the Charter, the Campaign Finance Ordinance (Sections 49.7.1 et seq.), or the City's Governmental Ethics Ordinance (Los Angeles Municipal Code Sections 49.5.1, et seq.).~~

~~B. A client shall not offer, make, or arrange for a payment to a City official, as defined in Section 49.5.2(C), that is prohibited for the client's lobbyist or lobbying firm under Section 49.5.8.~~

## **SEC. 48.05. Record Kkeeping Responsibilities**

~~A. LA lobbying entities and major filers entity shall prepare and retain maintain detailed records (including~~

~~all books, papers and other documents) needed to comply with the requirements of that demonstrate compliance with this Article.~~

**B.** ~~Treasurers and fundraisers for elective elected City officeholders and City officers, candidates for elected City office, or for any elective City officer's or City candidate's and controlled committees shall prepare and retain maintain detailed contribution activity records for any of contributions received as a result of fundraising activity engaged in by a lobbyist, lobbying firm or lobbyist employer, as defined by this article. These records shall be retained for not less than four years.~~

**B.** ~~If a lobbying entity engages in fundraising activities as defined in Section 48.02 of this Code at the behest of a candidate or officeholder running for elective City office, the lobbying entity shall maintain records detailing any contributions that they know or have reason to know resulted from the fundraising activities running for elective City office contracts with a lobbying entity to engage in fundraising activity as described in Section 48.02 of this Code, the committee treasurer and fundraiser shall maintain records detailing any contributions that they know or have reason to know resulted from the fundraising activities. The treasurer and fundraiser shall make the records available to the lobbying entity upon request of the lobbying entity.~~

**C.** ~~If an officeholder or a candidate running for elective City office contracts with a lobbying entity to engage in fundraising activity as~~

~~described in Section 48.02 of this code, the committee treasurer and fundraiser shall maintain records detailing any contributions that they know or have reason to know resulted from the fundraising activities. The treasurer and fundraiser shall make the records available to the lobbying entity upon request of the lobbying entity. A lobbying entity and its vendors and clients shall comply with a lawful request to provide any record that details activity governed by this Article when the request is made by the Ethics Commission or another public officer with the authority to enforce this Article. A lobbying entity shall notify its vendors and clients of their responsibilities under this section.~~

**D.** ~~Records shall be maintained for at least four years. If a lobbying entity delivers or sends written communications to a certified neighborhood council in an attempt to influence municipal legislation as described in Section 48.08.8 of this Article, the lobbying entity shall prepare and maintain detailed records of these written communications for not less than four years. If a record relates to activity that must be disclosed through a public filing, the record shall be maintained for at least four years after the filing deadline.~~

## **SEC. 48.06. Filing Methods**

**A.** ~~All Every registrations, reports, and other filings required by this Article must be submitted under penalty of perjury by the person who is required to file and must be filed in a format prescribed by the Ethics Commission.~~

The Ethics Commission must provide public access to all filings.

B. ~~LA~~ lobbying entities entity and a persons who qualify qualifies as a lobbying entities entity must file registrations, quarterly reports, terminations, and amendments to those filings electronically.

C. If an electronic filing is required, the Ethics Commission must provide a unique identifier to the person who is required to file, to be used in place of a physical signature for submitting and verifying data under penalty of perjury. ~~All~~An electronic filing is are presumed to be filed under penalty of perjury by the person required to file.

D. If a paper filing is required, it must contain the physical signature of the person who is required to file. A document is considered filed on the earlier of the date of receipt by the Ethics Commission or the date of the postmark if it is mailed and bears the correct address and postage.

~~including an individual lobbyist, shall register with the City Ethics Commission as a lobbying firm within 10 days after the end of the calendar month in which a partner, owner, shareholder, officer or employee qualifies as a lobbyist. If a person is not registered as a lobbyist or lobbying firm, but is performing acts which would require that person to so register, that person may continue to act as a lobbyist or lobbying firm so long as the person registers with the City Ethics Commission within 10 days after the person knew or should have known of the obligation to register. A lobbyist or lobbying firm shall register each client on whose behalf or from which the lobbyist or lobbying firm receives or becomes entitled to receive \$250 or more in a calendar quarter for engaging in lobbying activities related to attempting to influence municipal legislation.~~

## SEC. 48.07. Registration

A lobbying entity shall register with the Ethics Commission within 10 business days after qualifying as a lobbying entity. A lobbying entity shall file an amendment to its registration statement within 10 business days after the information in the registration statement changes.

A. Requirement. An individual who qualifies as a lobbyist shall register with the City Ethics Commission within 10 days after the end of the calendar month in which the individual qualifies as a lobbyist. A person,

~~BA. Duration of Status.~~ A person who registers as a ~~lobbyist or~~ lobbying firm entity shall retain that status through the earlier of December 31 of that calendar year unless and until that person terminates the status as set forth below or the date of filing a termination statement. A lobbying entity shall file a termination statement within 20 business days after ceasing all activity governed by this Article.

~~CB. Registration Fees.~~ Every lobbyist shall pay ~~a~~An annual registration fee of \$450 plus \$75 for each client on whose behalf or from which the lobbyist receives or becomes entitled to receive \$250 or more in a calendar quarter. Persons who initially register

~~during the last quarter of a calendar year (October through December) shall pay prorated registration fees of \$337 for each lobbyist plus \$56 for each client shall be paid for each lobbying entity. An individual who qualifies as both a lobbyist and a lobbying firm shall pay a registration fee only as a lobbying firm. An annual registration fee of \$75 shall be paid for each client of a lobbying firm.~~

#### **DC. Contents of Registration Statements—Lobbyists.**

~~Registration statements of lobbyists shall contain the following:~~

1. Every registration statement shall contain the following information:
  - a. The lobbyist's lobbying entity's name, business address, business email, and business telephone number.
  - 2b. The lobbying firm, if any, of which the lobbyist is an employee, partner, officer or ownername, title, address, email, and telephone number of the individual responsible for filing the registration statement.
  - 3c. If the lobbyist is not an employee, partner, officer or owner of a lobbying firm, the name, address and telephone number of the lobbyist's employerThe date of qualification as a lobbying entity.
  - 4d. Each City agency that the lobbyist lobbying entity has the authority to attempt to and will attempt to influence on

~~behalf of any client or employer.~~

- e. Each City matter that the lobbying entity has attempted and will attempt to influence, including City reference numbers.
- f. The position that was taken or will be taken on each matter.
- 5g. A statement that the lobbyist lobbying entity has reviewed and understands the requirements of this Article, including the education requirement in Section 48.10, and will notify all clients and vendors of their responsibilities under Section 48.05(B).
- 6h. Any other information required by regulation of the City Ethics Commission, consistent with the purposes and provisions of this Article.

2. In addition to the information in paragraph 1, a registration statement for a lobbyist must also contain the following:
  - a. The name, address, email, and telephone number of the lobbyist's employer.
  - b. A statement regarding whether the lobbyist is a sole proprietor.
  - c. A statement regarding whether the lobbyist is a former City employee and, if so, the lobbyist's last date of service to the City.

3. In addition to the information in paragraph 1, a registration statement for a lobbying firm must also contain the following:

  - a. The name of each lobbyist who is a partner, owner, shareholder, officer, or employee.
  - b. For each client:

    - i. The client's name, address, email, and telephone number.
    - ii. The name of each lobbyist who has attempted or will attempt to influence.
    - iii. The City matters regarding which each lobbyist will attempt to influence, including City reference numbers.
4. In addition to the information in paragraph 1, a registration statement for a lobbying organization must also contain the name of each lobbyist who is a partner, owner, shareholder, officer, or employee.
5. In addition to the information in paragraph 1, a registration statement for an indirect lobbyist must also contain the following:

  - a. Each City matter the indirect lobbyist has attempted and will attempt to influence, including City reference numbers.
  - b. The indirect lobbyist's position on each City matter.

- c. The nature of the indirect lobbyist's business.
- d. For an individual, a statement regarding whether the indirect lobbyist is a former City employee and, if so, the indirect lobbyist's last date of service to the City.

#### **E. Contents of Registration Statements — Lobbying Firms**

Registration statements of lobbying firms (including individual contract lobbyists) shall contain the following:

1. The name, address, email, and telephone number of the firm.
2. The name of each lobbyist who is a partner, owner, shareholder, officer or employee of the firm.
3. For each client on whose behalf or from which the firm received or became entitled to receive \$250 in compensation during the calendar quarter for engaging in lobbying activities related to attempting to influence municipal legislation within the meaning of this Article:

  - (a) The client's name, business or residence address, and business or residence telephone number.
  - (b) The period during which the representation will occur.
  - (c) The item or items of municipal legislation for which the firm was retained to represent the client, or, if no specific items of municipal legislation for which the firm was retained to represent the client can be identified, a description of the

types of municipal legislation for which the firm was retained to represent the client.

(d) Each City agency that the lobbying firm has the authority to attempt to influence on behalf of the client.

(e) In the case of a lobbyist who is an individual contract lobbyist, a statement that he or she has reviewed and understands the requirements of this Article.

(f) The name, address, email, and telephone number of the person responsible for preparing the statement.

(g) Any other information required by regulation of the City Ethics Commission, consistent with the purposes and provisions of this Article.

**F. Amendments to Registrations.** Lobbyists and lobbying firms shall file amendments to their registration statements within 10 days of any change in information required to be set forth on the registration statement.

**G. Termination.** Any person registered under this Article shall file a termination statement with the City Ethics Commission within 20 days after ceasing all activity governed by this Article.

**H. Education Requirement.** Every individual who is required to register as a lobbyist shall attend a City lobbying information session conducted by the City Ethics Commission no less than once every two calendar years, according to the following schedule:

(1) An individual who has not registered as a lobbyist in the immediately preceding two calendar years shall attend a City lobbying information session within six months of his or her registration date as a lobbyist.

(2) A registered lobbyist who did not attend a City lobbying information session during the previous calendar year shall attend a City lobbying session by the end of the current calendar year.

(3) A registered lobbyist who attends a City lobbying information session during the current calendar year is not required to attend a City lobbying information session during the following calendar year.

## **SEC. 48.08. Disclosure Reports**

**A. Reporting Requirement.** Every lobbyist, A lobbying firm, lobbyist employer and major filer entity shall file the a quarterly disclosure reports required by this Section on or before the last day of the month following each calendar quarter. for every two-month reporting period during which the lobbying entity was registered, was required to register, or had reportable activity. An individual who qualifies as both a lobbyist and a lobbying firm shall file only lobbying firm reports.

**B. Deadline.** Disclosure reports shall be filed by the following deadlines and shall disclose activity for the two calendar months immediately preceding the deadline:

1. By March 10, for activity from January 1 through the last day of February. All lobbyists and lobbying firms shall file quarterly reports for every calendar quarter during which they retain that status. An individual who qualifies both as a lobbyist and lobbying firm shall file only a lobbying firm quarterly report. Lobbyist employers shall file quarterly reports for every calendar quarter during which any individual employed by that employer retains the status as lobbyist. Information required to be disclosed concerning compensation received or expenditures made for lobbying shall be disclosed either by the lobbyist or by his or her lobbying firm or employer.
2. By May 10, for activity from March 1 through April 30. Major filers shall file quarterly reports for every calendar quarter during which they made qualifying payments or incurred qualifying expenditures totaling \$5,000 or more.
3. By July 10, for activity from May 1 through June 30. Quarterly reports shall disclose all required information for the calendar quarter immediately prior to the month in which the report is required to be filed.
4. By September 10, for activity from July 1 through August 30.
5. By November 10, for activity from September 1 through October 31.

6. By January 10, for activity from November 1 through December 31.

**BC. Quarterly Reports by Lobbyists**

**—Contents.** Quarterly reports by lobbyists shall contain the following information:

1. Every disclosure report shall contain the following information:
  - a. The lobbyist's lobbying entity's name, business address, email, and business telephone number.
  - 2b. The lobbying firm, if any, of which the lobbyist is a partner, owner, shareholder, officer or employeename, title, address, email, and telephone number of the individual responsible for filing the disclosure report.
  3. If the lobbyist is not a partner, officer or owner of a lobbying firm, the name, address and telephone number of the lobbyist's employer.
  - 4c. The total amount of all gifts and other financial benefits that the lobbying entity and the lobbying entity's clients gave to City employees and members of City employees' immediate families. For purposes of this Subparagraph and Subparagraph d, a gift includes but is not limited to a contribution to an individual's campaign for election to a neighborhood council, a pension board, or another City

position other than an elected City office.

d. For each gift or other financial benefit valued at \$25 or more that the lobbying entity or one of the lobbying entity's clients gave to a City employee or a member of a City employee's immediate family:

- i. The date given.
- ii. The amount or fair market value.
- iii. A and description of each activity expense of \$25 or more made by the lobbyist during the reporting period.
- iv. The name and title of the City official benefiting from the expense employee.
- v. The name and address of the each payee, and.
- vi. The name of the client, if any, on whose behalf the expense was made for whom the gift or financial benefit was given. An activity expense shall be considered to be gift or benefit is made given on behalf of for a client if the client requested or authorized the expense it or if the expense it was made given in connection with an event at which the lobbyist lobbying entity attempted to influence the official City employee on behalf of the client.

5. The total amount of activity expenses made by the lobbyist during the reporting period, whether or not itemized.

6e. The name of any elective City officer, candidate for elective City office, or any controlled committee of the officer or candidate to which the lobbyist made For each contributions of \$100 or more, or which were to an elected City officer, a candidate for elected City office, or a controlled committee that the lobbying entity made, delivered, by the lobbyist, or in connection with which the lobbyist acted as an intermediary during the reporting period, and for:

- i. The name of the elected City officer, the candidate for elected City office, or the controlled committee.
- ii. The date and of the contribution.
- iii. The amount of the contribution.

f. If the lobbying entity made or incurred expenses for or distributed 25 or more substantially similar copies of a fundraising solicitation, the information required by Section 48.09(B).

7g. The name of any For each elective elected City officer, candidate for elective elected City office, or any City

controlled committee ~~of the officer or candidate~~ for which the ~~lobbyist~~ ~~lobbying entity~~ engaged in ~~any~~ fundraising activity ~~during the reporting period~~;

- i. The name of the elected City officer, the candidate for elected City office, or the controlled committee.
- ii. ~~t~~The date(s) of the fundraising activity.
- iii. The number of persons from whom contributions were solicited.
- iv. ~~and t~~The amount of funds the lobbyist knows or has reason to know were raised as a result of the fundraising activity.
- v. A statement regarding whether another person was involved in the same fundraising activity.

8h. ~~The date and amount of If the lobbying entity made one or more contributions aggregating more than \$1,000 made by the lobbyist or more~~ at the behest of an ~~elective~~ elect City officer or candidate for ~~elective~~ elect City office ~~during the reporting period~~ to ~~any and all~~ controlled committees of ~~any~~ other ~~elective~~ elect City officers or candidates for ~~elective~~ elect City office, the following for each contribution:

- i. The date of the behest.

ii. The name of the elected City officer or candidate for elected City office who made the behest.

iii. The date of the contribution.

iv. The amount of the contribution.

v. A description of the contribution.

vi. ~~t~~The name and address of the payee, the name of the elective City officer or candidate for elective City office who made the behest and the date of the behest.

9i. ~~The date, amount and description of If the lobbying entity made one or more donations aggregating \$1,000 or more made by the lobbyist at the behest of an elective elected City officer or candidate for elective elected City office during the reporting period to any religious, charitable, or other nonprofit organizations, the following for each donation:~~

- i. The date of the behest.
- ii. The name of the elected City officer or candidate for elected City office who made the behest.
- iii. The date of the donation.
- iv. The amount of the donation.

v. A description of the donation.

vi. The name and address of the payee,  
~~the name of the elective City officer or candidate for elective City office who made the behest and the date of the behest.~~

10j. If, during the quarterly reporting period, the lobbyist provided For each elected City officer, candidate for elected City office, or controlled committee to which the lobbying entity provided compensated services, including consulting services, to the campaign of any candidate for elective City office, or to a campaign for or against any City ballot measure,:

i. The name of the elected City officer, candidate for elected City office, or controlled committee.

ii. the elective City office sought by the candidate, the ballot number or letter of the ballot measure, The date of the election, if applicable.

iii. The amount of compensation earned for the compensated services.

iv. The amount of compensation received.

v. and a A description of the nature of the services provided.

Such information An individual shall be reported this information if whether the services were provided by the lobbyist individual personally provided the services, or if the services were provided by a business entity in which the lobbyist owns at least a 10% individual held an ownership or investment, interest of at least 10 percent and whether the compensation was or is to be provided directly to the lobbyist individual or to such the business entity.

11k. If, during the quarterly reporting period, the lobbyist provided compensated services under For each contract with the City or with any City agency, including consulting services,under which the lobbying entity provided compensated services to an agency:

i. the amount of compensation received,  
The agency for which the services were provided.

ii. , a A description or other identification of the contract, including City reference numbers.

iii. The amount of compensation earned.

iv. The amount of compensation received.

v. and the natureA description of the services provided.

Such information shall be reported if the lobbyist An individual shall report this information whether the services were provided by the individual personally provided the services, or if the services were provided by a business entity in which the lobbyist owns individual held an ownership or investment interest of at least a 10% investment, and whether the compensation was or is to be provided directly to the lobbyist individual or to such the business entity.

12. Each City agency that the lobbyist attempted to influence.

13]. Any other information required by regulation of the City Ethics Commission, consistent with the purposes and provisions of this Article.

2. In addition to the information in paragraph 1, a disclosure report for a lobbyist must also contain the following:

a. The name, address, email, and telephone number of the lobbyist's employer.

b. For each City matter the lobbyist attempted to influence:

i. A description of the matter, including City reference numbers.

ii. The position taken on the matter.

iii. The name, address, email, and telephone number of the client on whose behalf the attempt to influence was made.

iv. The agency, division, and title of each City employee with whom the lobbyist engaged in a direct communication and the date of the direct communication.

3. In addition to the information in paragraph 1, a disclosure report for a lobbying firm must also contain the following:

a. The name of each lobbyist who is a partner, owner, shareholder, officer, or employee.

b. For each City matter the lobbying firm attempted to influence:

i. A description of the matter, including City reference numbers.

ii. The position taken on the matter.

iii. The name, address, email, and telephone number of the client on whose behalf

the attempt to influence was made.

iv. The name of each partner, owner, shareholder, officer, or employee who engaged in a direct communication.

v. The agency, division, and title of each City employee with whom a partner, owner, shareholder, officer, or employee engaged in a direct communication and the date of the direct communication.

vi. Total client payments incurred for attempts to influence.

vii. Total client payments received for attempts to influence.

c. Total payments incurred and received from clients.

d. Total payments to lobbyist personnel for attempts to influence.

e. Total payments to non-lobbyist personnel for attempts to influence.

f. Total expenses attributable to attempts to influence, other than overhead expenses, including the amounts in Subparagraphs d and e and all other expenses that would not have been incurred but for an attempt to influence. Each expense of \$5,000 or more must be itemized with a

description, the date, the amount, the name and address of each third-party payee, the related City matter, including City reference numbers, and the client on whose behalf the expense was incurred.

4. In addition to the information in paragraph 1, a disclosure report for a lobbying organization must also contain the following:

a. The name of each lobbyist who is a partner, owner, shareholder, officer, or employee.

b. For each City matter the lobbying organization attempted to influence:

i. A description of the matter, including City reference numbers.

ii. The position taken on the matter.

iii. The name of each partner, owner, shareholder, officer, or employee who engaged in a direct communication.

iv. The agency, division, and title of each City employee with whom a partner, owner, shareholder, officer, or employee engaged in a direct communication and the date of the direct communication.

c. Total payments to lobbyist personnel for attempts to influence.

d. Total payments to non-lobbyist personnel for attempts to influence.

e. Total expenses attributable to attempts to influence, other than overhead expenses, including the amounts in Subparagraphs c and d and all other expenses that would not have been incurred but for an attempt to influence. Each such expense of \$5,000 or more must be itemized with a description, the date, the amount, the name and address of each third-party payee, the related City matter, including City reference numbers, and the client on whose behalf the expense was incurred.

5. In addition to the information in paragraph 1, a disclosure report for an indirect lobbyist must also contain the following:

- a. The name of each lobbyist who is a partner, owner, shareholder, officer, or employee.
- b. For each City matter the indirect lobbyist attempted to influence:
  - i. A description of the matter, including City reference numbers.
  - ii. The position taken on the matter.
  - iii. The name of each partner, owner, shareholder, officer,
- iv. The agency, division, and title of each City employee with whom a partner, owner, shareholder, officer, or employee engaged in a direct communication and the date of the direct communication.
- v. The name, address, email, and telephone number of each person who has, or in the previous 12 months had, a financial interest in the matter and contributed at least \$1,000 to the indirect lobbyist or paid for at least 20 percent of the indirect lobbyist's expenses attributable to attempts to influence.
- c. Total payments to personnel for attempts to influence.
- d. Total expenses attributable to attempts to influence, other than overhead expenses, including the amount in Subparagraph d and all other expenses that would not have been incurred but for an attempt to influence. Each such expense of \$5,000 or more must be itemized with a description, the date, the amount, the name and address of each third-party payee, and the related City matter, including City reference numbers.

## **SEC. 48.08.59. Copies of Solicitations**

~~Each A lobbying entity that produces, pays shall notify the Ethics Commission when it makes or incurs expenses for, mails or distributes more than 50 substantially similar copies of a written political fundraising solicitation to 25 or more persons, for any controlled committee of an elective City officer or candidate relating to seeking or holding City elective office or supporting or opposing a City ballot measure shall send a copy of the solicitation to the City Ethics Commission for public access, at the time the solicitation is sent or otherwise distributed,~~

- A. The notice shall be filed within one business day after the earlier of the date the fundraising solicitation is first distributed or the date an expense is made or incurred.
- B. and shall report on its next quarterly report The notice shall include the following:

  1. A copy of the fundraising solicitation.
  2. A description of the fundraising solicitation.
  3. tThe date(s) on which it is mailed or the fundraising solicitation was distributed.
  4. The number of copies distributed and, if not distributed by the lobbying entity, the names of the persons making the distributions.
  5. The dates and amounts of the expenses that were made or incurred and, if not made or

incurred by the lobbying entity, the names of the persons making or incurring the expenses.

6. The name and address of each payee and any vendor or subvendor that provided service for the fundraising solicitation and a general description of the content of the solicitation, the number of pieces mailed or distributed,
7. and The names of the elective each elected City officer, or candidate for elected City ballot measure office, and controlled committee for which the funds were solicited fundraising solicitation was made.

## **SEC. 48.08.6. Lobbying Disclosure Political Contributions**

- A. Each lobbying entity, which makes one or more contributions to an elective City officer and/or to any or all of his or her controlled committees, shall file a notice with the City Ethics Commission each time the making of a contribution results in the lobbying entity having made contributions aggregating more than \$7,000 to the officer and/or his or her controlled committees within the past 12 months. The notice shall be filed on a form prescribed by the Commission within one business day after making a contribution that triggers the filing requirement. The notice shall contain the following information:

  1. The name, address and telephone number of the filer, the name of the elective City officer, and/or any

~~or all of his or her controlled committees, to which the lobbying entity made contributions aggregating more than \$7,000 during the past twelve months, and the date and amount of each contribution.~~

- ~~2. For purposes of this section, a "controlled committee" does not include any committee controlled by an elective City officer that is~~

  - ~~(a) formed to support or oppose a ballot measure or~~
  - ~~(b) formed to support the election of that officer to other than elective City office.~~
- ~~B. The original notice shall be filed with the City Ethics Commission, and copies shall be filed with the City Clerk and the elective City officer involved. Each notice may only include information relative to one elective officer.~~
- ~~C. The form shall be considered filed on the date of the postmark or on the date of delivery to the City Ethics Commission, whichever is earlier.~~
- ~~D. The form shall be verified under penalty of perjury by the individual filing it or by an officer of the entity authorized to file it.~~
- ~~E. The City Ethics Commission shall post the information in the notice on its website within one business day of its receipt of the notice. The City Clerk shall make the notice available for inspection within one business day of its receipt.~~

#### **SEC. 48.08.7. Lobbying Disclosure—Fundraising Activity**

~~A. Every lobbying entity who within any 12 month period (i) engaged in fundraising activities on behalf of an elective City officer and/or any and all of his or her controlled committees, and which knows or has reason to know that the fundraising activities resulted in contributions, and/or (ii) delivered or acted as an intermediary for one or more contributions to the elective City officer and/or any and all of his or her controlled committees, shall file a notice with the City Ethics Commission any time the activities identified in (i) and/or (ii) aggregate more than \$15,000 in the case of a member of the City Council, or more than \$35,000 in the case of the Mayor, City Attorney, or Controller. The notice shall be filed on a form prescribed by the City Ethics Commission within one business day after any of these thresholds is exceeded. The notice shall contain the following information:~~

- ~~1. The name, address and telephone number of the filer, the name of the elective City officer, and/or any or all of his or her controlled committees, on whose behalf the lobbying entity engaged in fundraising activities, or delivered or acted as intermediary for one or more contributions to the elective City officer and/or any and all of his or her controlled committees, the date of the fundraising activity, and the amount of contributions raised, delivered or in connection with which the lobbying entity acted as an intermediary.~~

2. For purposes of this section, a "controlled committee" does not include any committee controlled by an elective City officer that is

- (a) formed to support or oppose a ballot measure or
- (b) formed to support the election of that officer to other than elective City office.

3. For purposes of this notification, if a fundraising event is sponsored or hosted by more than one person, the amount of contributions received at or as a result of the event shall be attributed to each lobbying entity who hosted or sponsored the event according to the amount of the contributions that resulted from that lobbying entity's fundraising activities. If a contribution results from the fundraising of more than one person and/or lobbying entity, that contribution shall be apportioned equally to each of the persons and/or lobbying entity that engaged in the fundraising activity.

B. The original notice shall be filed with the City Ethics Commission, and copies shall be filed with the City Clerk and the elective City officer involved. Each notice may only include information relative to one elective officer.

C. The form shall be considered filed on the date of the postmark or on the date of delivery to the City Ethics Commission, whichever is earlier.

D. The form shall be verified under penalty of perjury by the individual

filings it or by an officer of the entity authorized to file it.

E. The City Ethics Commission shall post the information in the notice on its website within one business day of its receipt of the notice. The City Clerk shall make the notice available for inspection within one business day of its receipt.

**Sec. 48.08.8. Lobbying Disclosure—Written Communications to Neighborhood Councils**

- (a) No lobbying entity registered with the City of Los Angeles shall deliver or send to a certified neighborhood council a written communication on behalf of a client, including, but not limited to, letters, faxes, electronic messages, and flyers, without a disclosure indicating that the communication was delivered or sent by that lobbying entity.
- (b) For purposes of subsection (a), the required disclosure shall be printed clearly and legibly in no less than 8-point type in a color or print that contrasts with the background so as to be legible and shall be presented in a clear and conspicuous manner in the written communication. The disclosure shall include all of the following information applicable to the written communication:
  - (1) The name of the lobbyist(s) that prepares, delivers or sends the written communication;
  - (2) The name of the registered lobbying firm(s) or lobbyist employer(s) who employs the

~~lobbyist(s) that prepares, delivers or sends the written communication; and,~~

~~(3) The name of the client or clients on whose behalf the lobbying entity prepares, delivers, or sends the written communication in an attempt to influence municipal legislation.~~

**SEC. 48.10. Education.** An individual who is required to register as a lobbyist shall complete a training provided by the Ethics Commission at least once every two calendar years. An individual who is required to register as a lobbyist for the first time shall complete the training within 60 calendar days after qualifying as a lobbyist. Thereafter, the individual shall complete the training every other year, within 60 calendar days after registering as a lobbyist.

**SEC. 48.0911. Compliance Measures and Enforcement**

**A. Audits.** The City Ethics Commission shall have the authority to conduct audits of reports and statements filed pursuant to this Article. Such audits may be conducted on a random basis or when the City Ethics Commission staff has reason to believe that a report or statement may be inaccurate or has not been filed.

**BA. Criminal Penalties.**

1. Any person who knowingly or willfully violates any provision of this Article is guilty of a misdemeanor. Any person who knowingly or willfully causes any

other person to violate any provision of this Article, or who knowingly or willfully aides and abets any other person in violation of any provision of this Article, is guilty of a misdemeanor.

2. Prosecution for violation of any provision of this Article must be commenced within one year after the date on which the violation occurred.
3. No person convicted of a violation of this Article may not act as a lobbyist lobbying entity or otherwise attempt to influence municipal legislation for compensation for one year after such conviction.

**CB. Civil Enforcement.**

1. Any person who knowingly violates any provision of Section 48.04 shall be liable in a civil action brought by the City Attorney. Any person who intentionally or negligently violates any other provisions of this Article shall be liable in a civil action brought by the City Attorney, the Ethics Commission, or a person residing within the City. Failure to properly report any receipt or expenditure may result in civil penalties not to exceed the amount not properly reported, or \$2,000, whichever is greater. Any other violation may result in civil penalties no greater than \$2,000. The amount of liability for a violation may not exceed the greater of \$5,000 or three times the amount the person improperly

reported, contributed, expended, gave, or received. If the court determines that a violation was intentional, the court may order that the defendant person be prohibited from acting as a lobbyist lobbying entity or otherwise attempting to influence municipal legislation for one year.

2. If two or more persons are responsible for a violation, they are jointly and severally liable.

3. Before filing a civil action pursuant to this Subsection, a person other than the City Attorney shall first file with the Ethics Commission a written request for the Ethics Commission to commence an action. The request shall contain a statement of the grounds for believing a cause of action exists. The Ethics Commission shall respond within 40 days after receiving the request and indicate whether it intends to file a civil action. If the Ethics Commission indicates in the affirmative and files an action within 40 days after the response, no other action may be brought unless the action brought by the Ethics Commission is dismissed without prejudice.

4. In determining the amount of liability pursuant to this subsection, the court shall may take into account the seriousness of the violation and the degree of culpability of the defendant. If a judgment is entered against the defendant or defendants in an action, a private plaintiff shall receive 50 percent of the amount recovered. The remaining 50 percent shall be deposited into the City's General Fund. In an action brought by the City Attorney or the Ethics Commission, the entire amount shall be paid to the City's General Fund.

3. If two or more persons are responsible for any violation, they shall be jointly and severally liable.

45. No civil An action alleging a violation of this Article shall may not be filed more than four years after the date the violation occurred.

DC. Injunction. ~~A person residing within the City, including the City Attorney on behalf of the people of the City of Los Angeles, may seek sue for injunctive relief to enjoin violations of or to compel compliance with the provisions of this aArticle.~~

D. Costs of Litigation. In a civil action, the court may award to a prevailing party, other than an agency, the party's costs of litigation, including reasonable attorney's fees. If the costs or fees are awarded against the City, the payment of the award is the responsibility of the City, subject to City Council approval.

**E. Administrative Penalties.**

1. The City Ethics Commission may impose penalties and issue orders for violations of this Article pursuant to its authority under Charter Section 706(c).

2. A person found to have violated Charter Section 470(k) shall not act as a lobbying entity or

otherwise attempt to influence City matters for four years. The Ethics Commission may reduce that period of time to not less than one year if it finds either of the following:

- a. The person admitted or otherwise accepted responsibility for the violation.
- b. The person took prompt remedial or corrective action.

#### **F. SEC. 48.12. Late Filing Penalties.**

In addition to any other penalty ~~or remedy available, if any person fails to who files any original report or statement required by this Article, after any deadline imposed by this Article, such person shall be is~~ liable to the City Ethics Commission in the amount of ~~twenty-five dollars~~ (\$25) per day after the deadline until the statement or report is filed, up to a maximum ~~amount~~ of \$500. Liability need not be enforced by the Ethics Commission if its Executive Officer determines that the late filing was not willful and that enforcement of the penalty would not further the purposes of this Article. ~~No~~Iliability ~~shall may not~~ be waived if a statement or report is not filed within 10 days after the Ethics Commission ~~has sent specific sends~~ written notice ~~to the filer of the filing requirement that the statement or report is past due.~~

#### **G. Restriction on Person Who Violates Certain Laws.**

1. No person shall act or continue to act as a registered lobbyist or lobbying firm if, within the prior four

~~years, that person has been found by the City Ethics Commission, in a proceeding pursuant to Charter Section 706, to have violated City Charter Section 470(k) on any occasion. That determination shall be based either on a finding of the City Ethics Commission made after an administrative hearing or on a stipulation by the lobbyist or lobbying firm entered into with the City Ethics Commission within the previous four years.~~

- ~~2. If the City Ethics Commission makes a finding that the person has either~~
  - ~~(1) accepted responsibility for the violation in the form of having entered into a stipulation with the City Ethics Commission in which the party admits the violation, or otherwise exhibits evidence of having accepted such responsibility, or~~
  - ~~(2) mitigated the wrongdoing by taking prompt remedial or corrective action, then the City Ethics Commission may reduce the time period during which the above prohibition would apply to a period of not less than one year.~~

#### **H. SEC. 48.13. Contract Bidder Certification of Compliance With Lobbying Laws.**

- ~~1A. Any bidder for a contract, as ~~these terms are~~ defined in Los Angeles Administrative Code Section 10.40.1, shall submit with its bid a certification, ~~on-in~~ a format prescribed by the City Ethics Commission, that the bidder acknowledges and agrees to comply~~

with ~~the disclosure requirements and prohibitions established in the Los Angeles Municipal Lobbying Ordinance this Article~~ if the bidder qualifies as a lobbying entity ~~under Section 48.02 of this article~~. The exemptions contained in Section 48.03 of this article and Los Angeles Administrative Code Section 10.40.4 ~~shall do~~ not apply to this ~~subsection~~.

2B. ~~Each Every~~ agency shall include ~~the Municipal Lobbying Ordinance~~ in each ~~invitation request~~ for bids, request for proposals, request for qualifications, or other ~~contract~~ solicitation ~~related to entering into a contract with the City. The ordinance must be provided in at least 10-point font and may be provided on paper, in an electronic format, or through a the link to the an Ethics Commission's online version of the ordinance. The ordinance is not required to be printed in a newspaper notice of the solicitation~~this Article.

3C. This ~~subsection~~ does not apply to the renewal, extension, or amendment of an existing contract, as long as the ~~original contract~~ solicitation ~~for the original contact~~ met the requirements in Paragraphs 1 and 2 aboveSubsections A and B and the renewal, extension, or amendment does not involve a new ~~contract~~ solicitation.

4. For purposes of this subsection, "agency" does not include a state agency operating solely within the City such as the Community Redevelopment Agency or Los Angeles City Housing Authority.

#### **SEC. 48.10. Ethics Commission Reports**

~~As soon as practicable after the close of each quarterly reporting period, the City Ethics Commission shall prepare a report to the Mayor and City Council of lobbying activity which occurred during the reporting period. Such report shall be in a form which, in the opinion of the Commission, best describes the activities, receipts and expenditures of persons subject to the requirements of this article.~~

#### **SEC. 48.114. Severability**

The provisions of this Article are severable. If any provision of this ~~a~~Article, or its application to any person or circumstance, is held invalid by ~~any~~ court, the remainder of this ~~a~~Article and ~~its the~~ application of the provision to other persons and circumstances, ~~other than that which has been held invalid, shall is not be affected by such invalidity that determination, and to that the extent that the provisions of this article are declared to be severable or its application can be given effect.~~



Ethics Policy &lt;ethics.policy@lacity.org&gt;

## Comments on Municipal Lobbying Ordinance

1 message

**Hormozi, John**

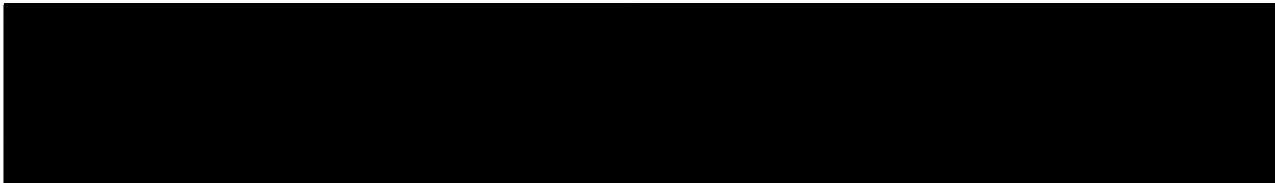
Mon, Aug 7, 2017 at 10:43 AM

To: "ethics.policy@lacity.org" &lt;ethics.policy@lacity.org&gt;

As the proposed ordinance purports to extend to lobbying efforts directed at elected members of Neighborhood Councils, Section 48.08 ("Disclosure") should include reporting requirements of lobbying entities with regard to Contributions, Fundraising, and Direct Contact with such members just as they do with City employees and City officials. This is particularly appropriate since the Neighborhood Councils have influence over City matters and since the members of such Councils are not included in the definitions of City official or City employee under Section 48.02 ("Definitions").

In Section 48.02 ("Definitions"), Part F. ("Client"), please consider revising the phrase "\$250 in compensation" to read "an aggregate of at least \$250 in compensation within a calendar year", or some such wording, to remove ambiguity.

Thank you for this further opportunity to comment on the draft ordinance.





Ethics Policy &lt;ethics.policy@lacity.org&gt;

**For your consideration, # 4, might want to add the following**

1 message

[REDACTED] To: ethics.policy@lacity.org

Sun, Aug 6, 2017 at 5:19 AM

Hello there,  
Thanks for sending me the draft of the proposed changes.  
You might want to consider changing #4 to "Playing any role in negotiating" and adding "request for proposal" into any sentence that includes "contract"  
Thanks  
Art Mattox

[https://mail.google.com/mail/b/AJjsLrZCo9S3z71wyvqt6p\\_2eX2dLLc0moJWHmXWwAZ1wFfu7E7D/u/0/?ui=2&ik=d1f2b880be&jsver=Ajsy8f-ZiDI.en.&v...](https://mail.google.com/mail/b/AJjsLrZCo9S3z71wyvqt6p_2eX2dLLc0moJWHmXWwAZ1wFfu7E7D/u/0/?ui=2&ik=d1f2b880be&jsver=Ajsy8f-ZiDI.en.&v...) 1/1



Ethics Policy &lt;ethics.policy@lacity.org&gt;

## \$1,438,721 = Total Harvard-Westlake Lobbying activities thru Q2 2017 + Political Contributions to Krekorian's campaigns via lobbyists \$103,138

To: ethics.policy@lacity.org

Sat, Aug 5, 2017 at 8:30 PM

### Payments to Lobbyists by Client Harvard-Westlake

\$1,043,010**	2015 thru 2003
\$269,902	2016
<u>\$125,809</u>	<u>2017 thru Q2</u>

### \$1,438,721 Total Harvard-Westlake Lobbying

But on page 4 (numbered 3) of the school's 990 from 2012, that is attached, the school wrote **NO** when asked, "Did the organization engage in lobbying activities?"

4 Section 501(c)(3) organizations. Did the organization engage in lobbying activities, or have a section 501(h) election in effect during the tax year? If "Yes," complete Schedule C, Part II

4		No
---	--	----

How is that possible? It's wrong. Harvard-Westlake ought to amend its 990 tax filings appropriately, checking the correct (and honest) box that indicates that they have indeed been engaged in lobbying. The 501c3 is reaps huge tax benefits and uses the savings to ply our local leaders re: a Development Project, Issues dealing with drilling, City entitlements.

The Mayor is an alum of the School and will not deny raising money through its alumni group. Councilmember Krekorian has taken numerous Trustee contributions, as have other council members, the controller and the city attorney.

So, if the lobbyists are being compensated for their consulting, fine. Shouldn't we simply excise the permission for them to bundle and carry in campaign donations? Isn't it unseemly and inappropriate? What is the public interest in that?

And how can Edgar Khalatian, a very active lobbyist with business before the city, be appointed by the Mayor and Planning to serve on the RecodeLA Zoning Advisory Committee (ZAC) as a stakeholder?  
<https://recode.la/updates/news/reedgar-khalatian>

This is contorted logic similar to the mayor's installation of former CAO, Miguel Santana, as the chair of the civilian oversight committee for Prop HHH

+

[Print Friendly | Excel]

Quarter	Firm	Client	Projects/Agencies Lobbied	Amount
Q1 2017	Ek, Sunkin, Klink & Bai	Harvard Westlake School Studio City, CA 91604	Issues dealing with drilling in the City of Los Angeles/City Council (City Council, Planning, City.)	\$15,000.00

[https://mail.google.com/mail/b/AjsLrZCo9S3z71wyvqt6p\\_2eX2dLLc0moJWHmXWwAZ1wFfu7E7D/u/0/?ui=2&ik=d1f2b880be&jsver=Ajsy8f-ZiDI.en....](https://mail.google.com/mail/b/AjsLrZCo9S3z71wyvqt6p_2eX2dLLc0moJWHmXWwAZ1wFfu7E7D/u/0/?ui=2&ik=d1f2b880be&jsver=Ajsy8f-ZiDI.en....)

1/10

<u>Q2 2017</u>	<b>Ek, Sunkin, Klink &amp; Bai</b>	<b>Harvard Westlake School</b> Studio City, CA 91604	Issues dealing with drilling in the City of Los Angeles/City Council (Mayor, Office of, City Council, Planning, City.)	\$10,000.00
<u>Q1 2017</u>	<b>Mayer Brown LLP</b>	<b>Harvard-Westlake School</b> North Hollywood, CA 91604	Assist client with City entitlements. (City Council, Building and Safety, Planning, City, Public Works, Board of, Public Works, Contract Administration, Public Works, Engineering, Public Works, Sanitation, Public Works, Street Lighting, Public Works, Street Services.)	\$45,859.00
<u>Q2 2017</u>	<b>Mayer Brown LLP</b>	<b>Harvard-Westlake School</b> North Hollywood, CA 91604	Assist client with City entitlements. (City Council, Building and Safety, Planning, City, Public Works, Board of, Public Works, Contract Administration, Public Works, Engineering, Public Works, Sanitation, Public Works, Street Lighting, Public Works, Street Services.)	\$54,950.02
<b>Total Payments Received from Clients :</b>				<b>\$125,809.02</b>

+

Quarter	Firm	Client	Projects/Agencies Lobbied	Amount
<u>Q1 2016</u>	<b>Ek &amp; Sunkin</b>	<b>Harvard Westlake School</b> Studio City, CA 91604	Issues dealing with drilling in the City of Los Angeles/City Council (City Council.)	\$15,000.00
<u>Q2 2016</u>	<b>Ek &amp; Sunkin</b>	<b>Harvard Westlake School</b> Studio City, CA 91604	Issues dealing with drilling in the City of Los Angeles/City Council (City Council, Planning, City.)	\$25,000.00
<u>Q3 2016</u>	<b>Ek &amp; Sunkin</b>	<b>Harvard Westlake School</b> Studio City, CA 91604	Issues dealing with drilling in the City of Los Angeles/City Council (City Council, Planning, City.)	\$5,000.00
<u>Q4 2016</u>	<b>Ek &amp; Sunkin</b>	<b>Harvard Westlake School</b> Studio City, CA 91604	Issues dealing with drilling in the City of Los Angeles/City Council (City Council, Planning, City.)	\$20,000.00
<u>Q1 2016</u>	<b>Mayer Brown LLP</b>	<b>Harvard-Westlake School</b> North Hollywood, CA 91604	Assist client with City entitlements. (City Council, Planning, City.)	\$18,195.50
<u>Q2 2016</u>	<b>Mayer Brown LLP</b>	<b>Harvard-Westlake School</b>	Assist client with City entitlements. (City Council, Planning, City.)	\$22,402.66

		North Hollywood, CA 91604		
<u>Q3 2016</u>	<b>Mayer Brown LLP</b>	<b>Harvard-Westlake School</b> North Hollywood, CA 91604	Assist client with City entitlements.  (City Council, Building and Safety, Planning, City, Public Works, Board of, Public Works, Contract Administration, Public Works, Engineering, Public Works, Sanitation, Public Works, Street Lighting, Public Works, Street Services.)	\$85,034.01
<u>Q4 2016</u>	<b>Mayer Brown LLP</b>	<b>Harvard-Westlake School</b> North Hollywood, CA 91604	Assist client with City entitlements.  (City Council, Building and Safety, Planning, City, Public Works, Board of, Public Works, Contract Administration, Public Works, Engineering, Public Works, Sanitation, Public Works, Street Lighting, Public Works, Street Services.)	\$79,270.71
<b>Total Payments Received from Clients :</b>				<b>\$269,902.88</b>

[\[Print Friendly\]](#) | [\[Excel\]](#)

-----Original Message-----

From: [REDACTED]

Sent: Mon, Feb 8, 2016 1:40 pm

Subject: Fwd: 1) Total Harvard-Westlake Lobbyist activity \$1,043,010\*\* -- Total Political Contributions to Krekorian via lobbyists \$103,138

If you click on 08/26/15 agenda **item 8** on **non-individual contributors** has the names of the Trustees via 990 and donations... (also of note below, the major influence HW expressed via Lobbyists)

Year: [<< 2015 >>]

Date	Description	Location/Time	Agenda	Audio	Minutes
04/21/15	Regular Meeting	City Hall Room 1020 01:30 PM			
06/09/15	Regular Meeting	City Hall Room 1060 09:30 AM			
08/26/15	Special Meeting	City Hall Room 1060 09:30 AM			
10/21/15	Special Meeting	City Hall Room 1060 09:30 AM			

To subscribe/unsubscribe to City Ethics Commission meeting agendas and/or public notices, click [here](#).

For information or copies of any other past Commission agendas or minutes, contact us at [ethics.commission@lacity.org](mailto:ethics.commission@lacity.org) or at [\(213\) 978-1960](tel:(213)978-1960).

-----Original Message-----

From: [REDACTED]

Sent: Thu, Dec 31, 2015 12:02 pm

Subject: Fwd: 1) Total Harvard-Westlake Lobbyist activity \$1,043,010\*\* -- Total Political Contributions to

Krekorian via lobbyists \$103,138

\$102,901.89 Payed by Harvard Westlake to Lobbyists during 2015 Q1, 2, 3

<u>Q2 2015</u>	<b>Mayer Brown LLP</b>	<b>Harvard- Westlake School</b> North Hollywood, CA 91604	Development Project/Harvard- Westlake.	<b>Reported by Firm:</b> City Council (incl. Districts and Committees) Planning, City  <b>Reported by Lobbyist(s):</b> City Council (incl. Districts and Committees) Planning, City	\$53,235.00
<u>Q3 2015</u>	<b>Mayer Brown LLP</b>	<b>Harvard- Westlake School</b> North Hollywood, CA 91604	Development Project/Harvard- Westlake.	<b>Reported by Firm:</b> City Council (incl. Districts and Committees) Planning, City  <b>Reported by Lobbyist(s):</b> City Council (incl. Districts and Committees) Planning, City	\$27,925.32
<u>Q3 2015</u>	<b>Ek &amp; Sunkin</b>	<b>Harvard Westlake School</b> Studio City, CA 91604	Issues dealing with drilling in the City of Los Angeles/City Council	<b>Reported by Firm:</b> City Council (incl. Districts and Committees)  <b>Reported by Lobbyist(s):</b> City Council (incl. Districts and Committees)	\$15,000.00
<u>Q1 2015</u>	<b>Mayer Brown LLP</b>	<b>Harvard- Westlake School</b> North Hollywood, CA 91604	Development Project/Harvard- Westlake.	<b>Reported by Firm:</b> City Council (incl. Districts and Committees) Planning, City  <b>Reported by Lobbyist(s):</b> City Council (incl. Districts and Committees) Planning, City	\$6,741.54

----Original Message----

From: [REDACTED]

Sent: Sat, Jan 17, 2015 12:26 am

Subject: 1) Total Harvard-Westlake Lobbyist activity \$940,109 -- Total Political Contributions to Krekorian via  
lobbyists \$60,222

fyi

**HARVARD-WESTLAKE -- LOBBYING ACTIVITY BY YEAR AND LOBBYIST****\$940,109** Total to date HW Lobbying over the years![https://mail.google.com/mail/b/AJjsLrZCo9S3z71wyvqt6p\\_2eX2dLLc0moJWHmXWwAZ1wFfu7E7D/u/0/?ui=2&ik=d1f2b880be&jsver=Ajsy8f-ZiDi.en....](https://mail.google.com/mail/b/AJjsLrZCo9S3z71wyvqt6p_2eX2dLLc0moJWHmXWwAZ1wFfu7E7D/u/0/?ui=2&ik=d1f2b880be&jsver=Ajsy8f-ZiDi.en....) 4/10

\$39,776	2014	Paul Hastings LLP Dev. Project	Q 1
\$25,000	2014	Ek & Sunkin	Q 2
\$18,850	2014	Mayor Brown LLP	Q2, 3
\$14,241	2014	Advocacy	Q1, 2, 3
<b>\$326,734</b>	2013	Paul Hastings LLP Dev. Project	
\$100,944	2013	Greer Dailey	<b>Notably \$426,000 Lobbying in 2013!</b>
\$63,015	2012	Craig Lawson & Co. LLC	
\$88,865	2012	Paul Hastings LLP	
\$25,425	2011	Paul Hastings LLP	
\$39,990	2011	Craig Lawson & Co. LLC	
\$23,692	2010	Craig Lawson & Co. LLC	
\$5,854	2009	Craig Lawson & Co. LLC	
\$18,634	2008	Craig Lawson & Co. LLC	
\$7,242	2006	Latham & Watkins LLP	
\$62,412	2005	Latham & Watkins LLP	
\$69,530	2004	Latham & Watkins LLP / Cerrell Assoc Inc.	
\$9,905	2003	Latham & Watkins LLP	

#end

EXTRA read all about it // a smattering of Political Contributions to Krekorian's campaigns via lobbyists  
\$103,138

### **\$103,138.03 = Lobbyist Fundraising**

Krekorian For City Council 2009/Officeholder  
& Krekorian For City Council 2015 (2012 - present)

<u>Q3 2015</u>	09/29/15	<b>Englander Knabe and Allen</b>	Delivered for... Porush, Janet	Krekorian, Paul	Krekorian for City Council 2009 (1318897)	\$700.00
<u>Q3 2015</u>	09/29/15	<b>Englander Knabe and Allen/Allen, Marcus</b>	Delivered for... Porush, Janet	Krekorian, Paul	Krekorian for City Council 2009 Officeholder (1318897)	\$700.00
<u>Q3 2015</u>	09/18/15	<b>Kindel Gagan</b>	Delivered for... Chef Robert Catering	Krekorian, Paul	Krekorian for City Council 2009 Officeholder (1318897)	\$700.00
<u>Q3 2015</u>	09/18/15	<b>Kindel Gagan</b>	Delivered for... Keyes Automotive	Krekorian, Paul	Krekorian for City Council 2009 Officeholder (1318897)	\$700.00
<u>Q3 2015</u>	09/18/15	<b>Kindel Gagan</b>	Delivered for... DWP Management	Krekorian, Paul	Krekorian for City Council 2009 Officeholder (1318897)	\$700.00

[https://mail.google.com/mail/b/AJjsLrZCo9S3z71wyvqt6p\\_2eX2dLLc0moJWhmXWwAZ1wFfu7E7D/u/0/?ui=2&ik=d1f2b880be&jsver=Ajsy8f-ZID1.en....](https://mail.google.com/mail/b/AJjsLrZCo9S3z71wyvqt6p_2eX2dLLc0moJWhmXWwAZ1wFfu7E7D/u/0/?ui=2&ik=d1f2b880be&jsver=Ajsy8f-ZID1.en....)

5/10

Employees  
Assoc**Contributions made 2015 Q2**

\$700 Southern California Edison

Krekorian For City Council 2009 Officeholder

**FUNDRAISERS 2015 Q1**

\$2,850 Firm: Englander Knabe & Allen  
 \$8,000 Central City Assoc of LA  
 \$500 Lobbyist: Eric Rose  
 \$700 Lobbyist: Harvey A Englander  
 \$2,350 Firm: Arnie Berghoff & Assoc.  
 \$2,350 Lobbyist: Arnie S. Berghoff  
 \$2,350 Lobbyist: Wendy Bruget  
 \$2,350 Lobbyist: Kathy Irish  
 \$1,400 Lobbyist: Marcus Allen  
 \$250 Lobbyist: Celine Cordero

Krekorian For City Council 2015  
 Krekorian For City Council 2015

**Lobbyist-Related Political Contributions:**

<u>Q1</u> <u>2015</u>	02/13/15	<b>Kindel Gagan</b>	Delivered for... Dart Container	Krekorian, Paul	Krekorian For City Council 2015 (1372814)	\$700.00
<u>Q1</u> <u>2015</u>	02/10/15	<b>Kindel Gagan</b>	Delivered for... Chef Robert Catering	Krekorian, Paul	Krekorian For City Council 2015 (1372814)	\$700.00
<u>Q1</u> <u>2015</u>	02/11/15	<b>Kindel Gagan</b>	Delivered for... Keyes Automotive	Krekorian, Paul	Krekorian For City Council 2015 (1372814)	\$700.00
<u>Q1</u> <u>2015</u>	03/02/15	<b>Kindel Gagan</b>	Delivered for... Brandes, Bryan	Krekorian, Paul	Krekorian For City Council 2015 (1372814)	\$500.00
<u>Q1</u> <u>2015</u>	02/07/15	<b>Kindel Gagan</b>	Delivered for... United Airlines	Krekorian, Paul	Krekorian For City Council 2015 (1372814)	\$700.00
<u>Q1</u> <u>2015</u>	02/15/15	<b>Kindel Gagan</b>	Delivered for... Solar City	Krekorian, Paul	Krekorian For City Council 2015 (1372814)	\$700.00
<u>Q1</u> <u>2015</u>	02/09/15	<b>Ken Spiker And Assoc Inc</b>	Delivered for... Los Angeles Parking Association	Krekorian, Paul	Krekorian For City Council 2015 (1372814)	\$700.00
<u>Q1</u> <u>2015</u>	02/09/15	<b>Ken Spiker And Assoc Inc</b>	Delivered for... Retired Los Angeles City Employees, Inc.	Krekorian, Paul	Krekorian For City Council 2015 (1372814)	\$700.00
<u>Q1</u> <u>2015</u>	02/09/15	<b>Ken Spiker And Assoc Inc/Spiker, Gregory</b>	Delivered for... Los Angeles Parking Association	Krekorian, Paul	Krekorian For City Council	\$700.00

					2015 (1372814)	
<u>Q1 2015</u>	02/09/15	<b>Ken Spiker And Assoc Inc/Spiker, Gregory</b>	Delivered for... Retired Los Angeles City Employees, Inc.	Krekorian, Paul	Krekorian For City Council 2015 (1372814)	\$700.00

<u>Q1 2015</u>	02/26/15	<b>Englander Knabe and Allen</b>	Delivered for... Black, Donna	Krekorian, Paul	Krekorian For City Council 2015 (1372814)	\$700.00
<u>Q1 2015</u>	02/26/15	<b>Englander Knabe and Allen</b>	Delivered for... Porush, Janet	Krekorian, Paul	Krekorian For City Council 2015 (1372814)	\$700.00
<u>Q1 2015</u>	02/26/15	<b>Building Owners &amp; Managers Assn</b>	Delivered for... BOMA/GLA Political Action Committee	Krekorian, Paul	Krekorian For City Council 2015 (1372814)	\$500.00
<u>Q1 2015</u>	02/19/15	<b>Apartment Association of Greater L.A.</b>		Krekorian, Paul	Krekorian For City Council 2015 (1372814)	\$700.00

**FUNDRAISERS 2014 Q4**

\$1,000 Lobbyist: Courtney Chesla Torres Krekorian for City Council 2009 Officeholder account  
\$5,000 Lobbyist: Jimmy Blackman Krekorian for City Council 2009 Officeholder account  
\$5,000 Lobbyist: Urban Solutions, LLC Krekorian for City Council 2009 Officeholder account  
\$500 Firm: Afriat Consulting Group, Inc. Krekorian for City Council 2009 Officeholder account  
\$5,816 Firm: Afriat Consulting Group, Inc. Krekorian for City Council 2015  
\$500 Firm: Englander Knabe & Allen Krekorian for City Council 2009  
Officeholder account  
\$500 Lobbyist : Marcus A Allen Krekorian for City Council 2009  
Officeholder account

**Delivered Contributions 2014 Q4**

\$500 Firm: Englander Knabe & Allen Krekorian for City Council 2009 Officeholder account  
\$500 Firm: Apart. Assoc. of Greater LA Krekorian for City Council 2009 Officeholder account  
\$500 Lobbyist: Marcus A Allen Krekorian for City Council 2009 Officeholder account

**FUNDRAISERS 2014 Q3 page12image43608**

\$1500 Firm: The Santa Maria group Krekorian for City Council 2009 Officeholder account  
\$2500 Firm: M Advisors Krekorian for City Council 2009 Officeholder account  
\$2500 Firm: Sage Strategies Krekorian for City Council 2009 Officeholder account  
\$2500 Firm: Arnie Berghoff Krekorian for City Council 2009 Officeholder account  
\$2500 Lobbyist: Arnie Berghoff Krekorian for City Council 2009 Officeholder account  
\$2500 Lobbyist: Wendy Bruget Krekorian for City Council 2009 Officeholder account  
\$2500 Lobbyist: Kathy Jones Irish Krekorian for City Council 2009 Officeholder account  
page9image1776

**FUNDRAISERS 2014 Q2**

\$3000 Firm: Veronica Perez and Assoc. Krekorian for City Council 2009 Officeholder account  
\$2000 Firm: Englander Knabe & Allen Krekorian for City Council 2009 Officeholder account

\$500 Lobbyist: Harvey A Englander Krekorian for City Council 2009 Officeholder account

\$500 Q2 2014 Delivered for Erika McConnell	Krekorian for City Council 2009 Officeholder
\$500 Q2 2014 Delivered for Marci Rose	Krekorian for City Council 2009 Officeholder
\$500 Q2 2014 Delivered for Donna Black	Krekorian for City Council 2009 Officeholder
\$1500 Q2 2014 Firm: Englander Knabe & Allen	Krekorian for City Council 2009 Officeholder
\$500 Q2 2014 Jeff McConnell for Erika McConnell	Krekorian for City Council 2009 Officeholder
\$500 Q2 2014 Eric Rose for Marci Rose	Krekorian for City Council 2009 Officeholder
\$500 Q2 2014 Harvey Englander for Donna Black	Krekorian for City Council 2009 Officeholder
\$500 Q2 2014 Kindel Gagan for Keyes Toyota	Krekorian for City Council 2009 Officeholder
\$500 Q2 2014 Kindel Gagan for Ingrid Flintoft	Krekorian for City Council 2009 Officeholder
\$500 Q2 2014 Kindel Gagan for Mgmt Emp. Assoc.	Krekorian for City Council 2009 Officeholder

#### FUNDRAISERS 2013 Q2

\$500 Q2 2013 Firm: Arnie Berghoff & Assoc.	Krekorian for City Council 2009 Officeholder
\$500 Q2 2013 Lobbyist: Arnie Berghoff	Krekorian for City Council 2009 Officeholder
\$500 Q2 2013 Lobbyist: Wendy Bruget	Krekorian for City Council 2009 Officeholder
\$500 Q2 2013 Lobbyist: Kathy Irish	Krekorian for City Council 2009 Officeholder

\$500 Q2 2013 Ken Spiker for LA Parking Assoc.	Krekorian for City Council 2009 Officeholder
\$500 Q2 2013 Ken Spiker for RLACEI Inc.	Krekorian for City Council 2009 Officeholder
\$500 Q2 2013 Ken Spiker for LAMAR companies	Krekorian for City Council 2009 Officeholder
\$500 Q2 2013 Ken Spiker for LAMAR companies	Krekorian for City Council 2009 Officeholder
\$500 Q2 2013 Greg Spiker for LAMAR companies	Krekorian for City Council 2009 Officeholder
\$500 Q2 2013 Ken Spiker for LA Parking Assoc.	Krekorian for City Council 2009 Officeholder
\$500 Q2 2013 Ken Spiker for Melissa Cotran	Krekorian for City Council 2009 Officeholder
\$500 Q2 2013 Kindel Gagan for Mgmt Emp. Assoc.	Krekorian for City Council 2009 Officeholder
\$500 Q2 2013 Kindel Gagan for Keyes Toyota	Krekorian for City Council 2009 Officeholder
\$500 Q2 2013 Greg Spiker for RLACEI Inc.	Krekorian for City Council 2009 Officeholder
\$500 Q2 2013 Afriat Inc.	Friends of Krekorian (991477)

\$500 Q4 2012 Afriat Inc. for Curtis Sanchez Krekorian for City Council 2009 Officeholder

\$500 Q1 2012 Kindel Gagan for Chef Robert Catering	Krekorian for City Council 2009 Officeholder
\$500 Q1 2012 Holland Knight/CA Comm. Effective Gov.	Krekorian for City Council 2009 Officeholder
\$422 Q1 2012 Holland Knight/CA Comm. Effective Gov.	Krekorian for City Council 2009 Officeholder
\$500 Q1 2012 Urban Solutions LLC for Clearchannel	Krekorian for City Council 2009 Officeholder
\$500 Q1 2012 Urban Solutions LLC/Bonnie Goldman	Krekorian for City Council 2009 Officeholder

#### **Total Political Contributions -- \$60,222.63**

**Independent Expenditures & Communications from Election: 03/08/11 : <http://bit.ly/13Sd0hO>**

Grand Total Supporting Paul Krekorian: \$105,163

#### LA Jobs PAC

Sponsored by the Los Angeles Area Chamber of Commerce -- EKA, Afriat -- [ AEG - 25K, AT&T - 5k, Forest Lawn - 7.5k, Raytheon - 5k, Thomas Properties - 25k, Xerox , Baxter Bioscience, Bergelectric Corp, Cal. Apt. Assoc , City Nat'l Bank ]

[http://ethics.lacity.org/pdf/ind\\_exp\\_campaign\\_ads/LAJobsPAC%5FBillboard%5FKrekorian%5F2%2E28%2E11%2D31%2Epdf](http://ethics.lacity.org/pdf/ind_exp_campaign_ads/LAJobsPAC%5FBillboard%5FKrekorian%5F2%2E28%2E11%2D31%2Epdf)

#### Laborers Local 300 Small Contributor Committee

Lamar Advertising of Los Angeles **[\$3000]**

Los Angeles County Democratic Party - State Issues & Advocacy Committee **[\$35,000]** (Membership Communication)

Service Employees International Union Local 721 CTW, CLC State & Local

United Firefighters Of Los Angeles City Local Union #112

**Grand Total Opposing Paul Krekorian: \$110,563**

Local 18 Water and Power Defense League (IBEW)

International Brotherhood of Electrical Workers Local 11 PAC

Among Wright's larger contributors were **Californians Real Estate PAC**, \$25,000; **Californians for Jobs and a Strong Economy**, \$10,000; **California Apartments Association's PAC**

Rick Commons, John Amato, bearded Harvard-Westlake rep, lobbyists, Edgar Khalatian and Howard Sunkin at a Studio City Neighborhood Council.



July 6, 2017 -- Coldwater Canyon Parking Project: Not Every Harvard-Westlake Parent is On Board

June 12, 2017 Tony Winning Ben Platt Provides Some Positive Headlines for LA's Westlake High

May 25, 2017 -- High End Harvard-Westlake School Stuck in 'Park'

March 7, 2016 - Paul Krekorian and the Harvard-Westlake Project Headed for a Buzz Saw

February 25, 2016 - Hey Reporters! How about a Few Questions Please on the Harvard-Westlake Scam?

December 14, 2015 - Harvard-Westlake School Pays to Play ... Stokes Resentment in Coldwater Canyon

February 15, 2015 - Krekorian Coldwater Emails

January 1, 2015 - New Year's Greetings from CD2ville

**FOLLOW UP:**

Mitch O'Farrell of CD13 has refused to return the \$3000 in excess Maciborski LLC contributions.

<http://www.citywatchla.com/index.php/los-angeles/13248-oh-oh-councilman-o-farrell-should-return-illegal-campaign-contribution>

Please urge him to return them, forthwith. [jeanne.min@lacity.org](mailto:jeanne.min@lacity.org)

---

**3 attachments**



**HW dream team.jpg**  
672K

 **EKA\_-\_Krekorian\_Billboard.pdf**  
118K

 **95-1644019\_990\_201306.pdf**  
1625K



Ethics Policy &lt;ethics.policy@lacity.org&gt;

## Re: Draft Lobbying Ordinance

To: Ethics Policy <ethics.policy@lacity.org>

Sat, Aug 5, 2017 at 6:17 PM

Hi CEC,

This is excellent work, thanks. I have one small addition I'd like to see. In your proposed 48.07(C)(5)(d) I'd like to see the former City employee's last rank or ranks in addition to their last date of service.

This is necessary for checking Revolving Door compliance and, I can tell you from experience, is not always easy information to get out of the City itself.

Thanks again for putting all this together, fingers crossed!

Adrian Riskin

On Sat, Aug 5, 2017, at 05:58 PM, Ethics Policy wrote:

> To view your newsletter go to

[https://mail.google.com/mail/b/AJslrZCo953z71wyvqt6p\\_2eX2dLLc0moJWHmXWwAZ1wFfu7E7D/u/0/?ui=2&ik=d1f2b880be&jsver=Ajsy8f-ZiDI.en.&v...](https://mail.google.com/mail/b/AJslrZCo953z71wyvqt6p_2eX2dLLc0moJWHmXWwAZ1wFfu7E7D/u/0/?ui=2&ik=d1f2b880be&jsver=Ajsy8f-ZiDI.en.&v...) 1/1

**Ethics Policy <ethics.policy@lacity.org>**

## Lobbying in the form of preparing EIRs

1 message

**Frances Offenhauser**

To: ethics.policy@lacity.org

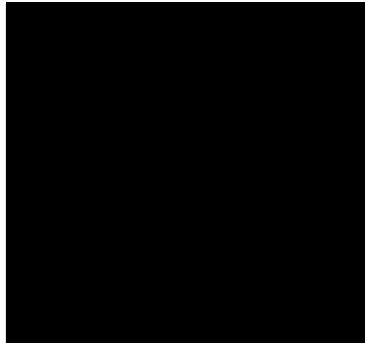
Sat, Jul 29, 2017 at 7:47 PM

Is it possible for the Ethics Commission to get involved in stemming the tide of major lobbying of City Planning and Council Offices-- in the form of preparing EIR's and preparing case verbiage in electronic form for City Planners?

My understanding is that Environmental Impact Reports may be prepared by consultants paid and directed by developers, even though these documents ostensibly are the product of the City.

Project applicants also provide City Planning with electronic media or prewritten decisions to ease the work of staffers. When a decision on a complex issue is reached within a day and a determination made-- because lawyers or others have provided the text-- this appears to me to be influencing policy-- not simply providing background and facts.

Frances Offenhauser



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[https://mail.google.com/mail/b/AJjsLrZCo9S3z71wyvqt6p\\_2eX2dLLc0moJWHmXWwAZ1wFfu7E7D/u/0/?ui=2&ik=d1f2b880be&jsver=Ajsy8f-ZiDI.en.&v...](https://mail.google.com/mail/b/AJjsLrZCo9S3z71wyvqt6p_2eX2dLLc0moJWHmXWwAZ1wFfu7E7D/u/0/?ui=2&ik=d1f2b880be&jsver=Ajsy8f-ZiDI.en.&v...) 1/1



Ethics Policy &lt;ethics.policy@lacity.org&gt;

## Re: Policy Update - July 2017

1 message

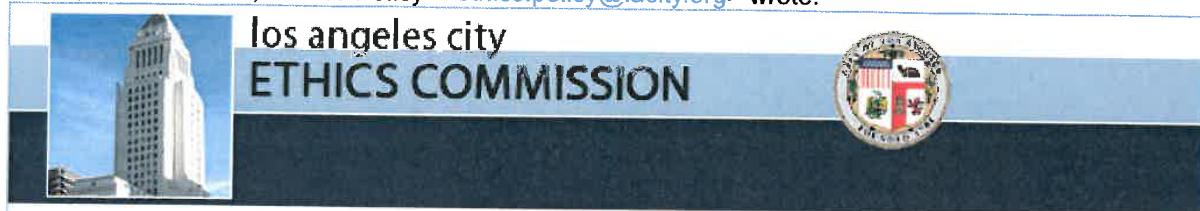
Brian McCormick [REDACTED]

Sun, Jul 16, 2017 at 12:02 PM

To: Ethics Policy &lt;ethics.policy@lacity.org&gt;

One of my biggest concerns with the disclosure process is the job classifications are inaccurate and out of date. I have attempted to get mine corrected in the past with no success.

On Jul 13, 2017 6:44 PM, "Ethics Policy" <ethics.policy@lacity.org> wrote:



## Policy Update July 2017

**Municipal Lobbying Ordinance Review - Disclosure Reports**

The Ethics Commission is conducting a comprehensive review of the Municipal Lobbying Ordinance. A major component of the review concerns disclosure reports, which can be found in [Los Angeles Municipal Code § 48.08](#).

We welcome feedback regarding your perspective on or experience with the current disclosure requirements. Comments can be e-mailed to [ethics.policy@lacity.org](mailto:ethics.policy@lacity.org). We hope to discuss the disclosure requirements at the Ethics Commission meeting on August 15, 2017. Comments received by July 24, 2017, will be most helpful in informing that conversation.

This message was sent to [Brian.McCormick@lacity.org](mailto:Brian.McCormick@lacity.org) by:

Los Angeles Ethics Commission  
200 N. Spring Street  
City Hall, 24th Floor  
Los Angeles, CA 90017  
(213) 978-1960

Sent Using :  
**SimpleSend**  
[www.simplesend.com](http://www.simplesend.com)

**Unsubscribe:**  
If you would like to be removed from this list, please [click here](#).



Ethics Policy &lt;ethics.policy@lacity.org&gt;

## Lobbyist Disclosure Reports - Comments

1 message

Craig Lawson

To: "ethics.policy@lacity.org" &lt;ethics.policy@lacity.org&gt;

Sat, Jul 15, 2017 at 2:56 PM

City Ethics Commission Members,

I am a registered lobbyist with the City of Los Angeles, and have been for many years.

I have several concerns about the lobbyist disclosure reports, as follows:

**Client Registrations Expire on December 31:** We register our Clients throughout the year, but those registrations are only valid until December 31 of that year. Even if we register a Client on December 1, it becomes void at that end of that month. This creates a lot of extra work, with no benefit to the public. The Client Registrations should roll over to the next year, and should continue until we are no longer representing that Client. I know that the City Ethics Commission wants to collect the \$75 annual fee per Client, and I don't mind paying that fee, but the re-registration process takes a lot of time. We shouldn't have to re-register ongoing Clients each year.

**Amount Paid to Lobbyists:** Each quarter we have to report the amount paid to in-house lobbyists as well as non-lobbyist employees. Since we only have three in-house lobbyists, by reporting the amount paid, it's pretty easy for anyone to figure out how much each of our lobbyists is paid. This is a violation of privacy, and further, there is no public value in learning this information. Reporting what our clients are paying us is one thing, but reporting what we pay to our employees should not be public information.

**Reporting Client Information:** We work with a number of individuals, partnerships, and trusts who work very hard to maintain their personal privacy (almost impossible these days). I don't mind reporting the name of our Client, but reporting their address and phone number is excessive. More and more of our clients are using their cell phones as their primary phone numbers, and reporting that number makes it available to anyone who can use Google to search the Internet. I know that the Ethics Commission staff is "redacting" some of the client addresses, but they need to do the same with phone numbers, and they should justify why we need to provide this information.

**Lobbyists Who Don't Register:** I am seeing more and more "lobbyists" who are choosing not to register as "lobbyists". Some of them are lawyers, but most of them are advocates, zoning consultants, expeditors, and architects who are doing the same work that we do, but are not registering with the City Ethics Commission. A regular review of the City Planning Commission and PLUM Committee Agendas will yield names of various unregistered lobbyists. More enforcement is needed in this area.

8/9/2017

City of Los Angeles Mail - Lobbyist Disclosure Reports - Comments

Thank you for your time.

Regards,

Craig Lawson



*This email (including any attachments) is meant for recipient's use only. This email may contain information that is confidential. If you received this email in error, please immediately advise the sender by replying to this email and then delete this message from your system. Thank you.*



Ethics Policy &lt;ethics.policy@lacity.org&gt;

## Comments on disclosure policy for lobbyists

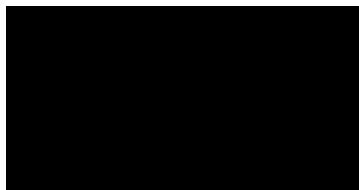
1 message

Rosalie Preston [REDACTED]

To: "ethics.policy@lacity.org" <ethics.policy@lacity.org>

Fri, Jul 14, 2017 at 11:08 PM

As a Neighborhood Council Board member working on Planning and Land Use issues, I have noticed that except for a few high-powered representatives on land use issues, most of those who are listed on the applications we receive as the representatives for the projects are not listed as official lobbyists. I think that if a person is representing a developer on a land use project, that person should be required to register as a lobbyist, no matter how little time spent or money received on the project. There should also be an information sheet for such representatives reminding them of the requirement to register.



[https://mail.google.com/mail/b/AJjsLrZCo9S3z71wyvqt6p\\_2eX2dLc0moJWhmXWwAZ1wFfu7E7D/u/0/?ui=2&ik=d1f2b880be&jsver=Ajsy8f-ZiDI.en.&v...](https://mail.google.com/mail/b/AJjsLrZCo9S3z71wyvqt6p_2eX2dLc0moJWhmXWwAZ1wFfu7E7D/u/0/?ui=2&ik=d1f2b880be&jsver=Ajsy8f-ZiDI.en.&v...) 1/1



Ethics Policy &lt;ethics.policy@lacity.org&gt;

## Re: Policy Update - July 2017

1 message

To: Ethics Policy <ethics.policy@lacity.org>

Fri, Jul 14, 2017 at 8:29 AM

Good morning, Ethics Commission, and thanks for asking.

With respect to quarterly disclosures, I would like to see more specificity in terms of issues and agencies lobbied. In particular:

1. Presently lobbying firms and employers have to disclose projects and issues but individual lobbyists do not. I would like to see individuals disclose projects and issues as well.
2. I would like to see more detail with respect to agencies lobbied. For instance, knowing that an entity lobbied "City Council" is not very helpful in tracking their activities via the Public Records Act or through the council file system. If they could disclose exactly which officials or employees they met with, or second best at least which Council districts and subdivisions of agencies they lobbied, it'd be extremely useful. Ideally I'd like to see a list of all individual City officials that each lobbyist met with. I realize that probably this isn't feasible, but any additional information would be useful.
3. I'd like to see stricter standards for project descriptions for all lobbying entities. Just for instance, I've attached Liner LLP's Q1 disclosure. They list projects such as "Koreatown" and "DTLA." How is anyone supposed to figure out what that means? And they're in no way unique. Descriptions are often this vague. I'd like to see at a minimum CF numbers or other reference numbers for every project. Ideally I'd like to see enough information for projects and for agencies lobbied so that I can frame a sufficiently specific CPRA request on the issue. An actual description of what the lobbying entities are trying to achieve would also be extremely useful.

Thanks again,

Adrian Riskin

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**CEC34\_24859.pdf**  
296K



Ethics Commission  
200 N Spring Street  
City Hall - 24th Floor  
Los Angeles, CA 90012  
(213) 978-1960  
ethics.lacity.org

## LOBBYING FIRM QUARTERLY REPORT

### Form 34

Liner LLP

FOR THE CALENDAR QUARTER ENDING Mar 31, 2017

NAME OF LOBBYING FIRM : Liner LLP	TELEPHONE NUMBER: (213) 694-3130	FAX NUMBER: (213) 6943101
BUSINESS ADDRESS: 633 W. 5th Street, Suite 3200	(City, State Zip) Los Angeles, CA 90071 -2005	E-MAIL: salcabels@linerlaw.com
NAME OF PERSON AUTHORIZED TO PREPARE FORM: Casper, Kyndra	EMAIL: kcasper@linerlaw.com	

#### Part I - SUMMARY OF ACTIVITY

A. Total Payments to Lobbyists:	\$0.00
B. Total Payments to Non-Lobbyist Employees:	\$0.00
C. Total Activity Expenses: (from Grand Total in Part III)	\$0.00
D. Total Other Expenditures: (Each expenditure of \$5,000 or more shall be itemized in Part IV)	\$0.00
E. Grand Total Lobbying Expenditure: (A+B+C+D above)	\$0.00
F. Total Political Contributions: (from Grand Total in Part V)	\$0.00
G. Behested Contributions to Elective City Officers and Candidates for Elective City Office: (from Grand Total in Part VI)	\$0.00
H. Total Fundraising Activity: (from Grand Total in Part VII)	\$0.00
I. Fundraising Solicitations: ([X] if Fundraising Solicitations reported in Part VIII)	[ ]
J. Total Behested Donations: (from Grand Total in Part IX)	\$0.00
K. Total Lobbying Payments from Clients: (from Total in Part X)	\$1,019,936.33
L. Total Payments from City Candidate and Ballot Measure Committees: (from Total in Part XI)	\$0.00
M. Total Payments from City Agencies: (from Total in Part XII)	\$0.00

#### VERIFICATION

I have used all reasonable diligence in completing this form and attachments. I have reviewed the form and any attachments and to the best of my knowledge the information contained herein is true and complete.

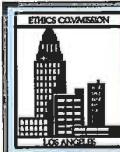
I certify under the penalty of perjury under the laws of the State of California that the foregoing is true and correct.

28-Apr-17

Kyndra Casper (e-signed)

Executed On: (Date)

By: (Signature of Authorized Person)



Ethics Commission  
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City Hall - 24th Floor  
Los Angeles, CA 90012  
(213) 978-1960  
ethics.lacity.org

## **LOBBYING FIRM QUARTERLY REPORT**

### **Form 34**

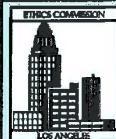
Liner LLP

FOR THE CALENDAR QUARTER ENDING **Mar 31, 2017**

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#### **Part II - REGISTERED LOBBYISTS**

1. [Samuel Alcabes](#)
2. [Andrew Brady](#)
3. [Kyndra Casper](#)
4. [Jeremy Chan](#)
5. [Noel Hyun Fleming](#)
6. [Michael J Kiely](#)
7. [Ryan M. Leaderman](#)
8. [Jerold B Neuman](#)
9. [Matthew Nichols](#)
10. [A. Catherine Norian](#)



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## LOBBYING FIRM QUARTERLY REPORT

### Form 34

Liner LLP

FOR THE CALENDAR QUARTER ENDING Mar 31, 2017

#### Part X - CLIENT PROJECTS AND PAYMENTS

Client Name and Contact Info		Total Payments	
ACE OUTDOOR ADVERTISING 2274 S. Technology Drive West Valley, UT 84119 (562) 3168519		\$3,600.00	
Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Sunset Billboard Project		City Council; Planning, City	\$3,600.00

Client Name and Contact Info		Total Payments	
ARC CAPITAL PARTNERS LLC 1925 Century Park East, 17th Floor Los Angeles, CA 90067 (310) 954-9060		\$0.00	
Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Koreatown		No agencies lobbied this quarter	\$0.00

Client Name and Contact Info		Total Payments	
ATLAS CAPITAL GROUP, LLC 505 Fifth Avenue, 28th Floor New York, NY 10017 (212) 554-2250		\$3,145.73	
Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
220 Center St.		No agencies lobbied this quarter	\$0.00
410 W. 7th St.		No agencies lobbied this quarter	\$0.00
712 S. Olive		No agencies lobbied this quarter	\$0.00
Alameda Square/Los Angeles		No agencies lobbied this quarter	\$0.00
Chinatown/120-129 W. College Street		No agencies lobbied this quarter	\$0.00
General		No agencies lobbied this quarter	\$0.00
Vignes		No agencies lobbied this quarter	\$0.00
Woodland Hills		Building and Safety; Neighborhood Councils; Planning, City	\$3,145.73

Client Name and Contact Info		Total Payments	



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## LOBBYING FIRM QUARTERLY REPORT

### Form 34

Liner LLP

FOR THE CALENDAR QUARTER ENDING Mar 31, 2017

BANCROFT CAPITAL 1112 Ocean Drive Suite 300 Manhattan Beach, CA 90266 (310) 3189120	\$0.00
<b>Municipal Legislation / Projects</b>	
<b>Description</b>	<b>Reference Number(s)</b>
General	No agencies lobbied this quarter

Client Name and Contact Info	Total Payments
BARLOW RESPIRATORY HOSPITAL 2000 Stadium Way Los Angeles, CA 90026 (213) 2504200	\$4,701.00
<b>Municipal Legislation / Projects</b>	
<b>Description</b>	<b>Reference Number(s)</b>
Barlow	Planning, City

Client Name and Contact Info	Total Payments
BASTION DEVELOPMENT CORPORATION 586 30th Street Manhattan Beach, CA 90266 (310) 701-0282	\$0.00
<b>Municipal Legislation / Projects</b>	
<b>Description</b>	<b>Reference Number(s)</b>
Koreatown Entitlements	No agencies lobbied this quarter

Client Name and Contact Info	Total Payments
CHAMPION REAL ESTATE COMPANY 11601 Wilshire Blvd., Suite 1650 Los Angeles, CA 90025 (310) 312-8020	\$18,390.00
<b>Municipal Legislation / Projects</b>	
<b>Description</b>	<b>Reference Number(s)</b>
Chatsworth	No agencies lobbied this quarter
General	Planning, City
Highland Selma Venture	No agencies lobbied this quarter
Hollywood Cherokee Apartments	No agencies lobbied this quarter
Sunset 9701 Sunset	No agencies lobbied this quarter
Vermont	No agencies lobbied this quarter
Yucca Argyle	City Council;



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## LOBBYING FIRM QUARTERLY REPORT

### Form 34

Liner LLP

FOR THE CALENDAR QUARTER ENDING Mar 31, 2017

Housing and  
Community  
Investment

Client Name and Contact Info		Total Payments	
CITY CENTURY LLC 865 S. Figueroa Street, Suite 2330 Los Angeles, CA 90017 (310) 3207873		\$220,000.00	
<b>Municipal Legislation / Projects</b>			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
DTLA DTLA		City Council; Building and Safety; Planning, City	\$220,000.00

Client Name and Contact Info		Total Payments	
CITYVIEW 10877 Wilshire Blvd., 12th Floor Los Angeles, CA 90024 (310) 5668766		\$7,659.00	
<b>Municipal Legislation / Projects</b>			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Adams and Grand Adams and Grand		City Council	\$7,659.00

Client Name and Contact Info		Total Payments	
CRESCENT HEIGHTS 1800 Century Park East, Suite 420 Los Angeles, CA 90067 (424) 6532100		\$0.00	
<b>Municipal Legislation / Projects</b>			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
11th and Olive 11th and Olive		No agencies lobbied this quarter	\$0.00

Client Name and Contact Info		Total Payments	
CROSSROADS ASSOCIATES LLC 6363 Wilshire Blvd. #600 Los Angeles, CA 90048 (323) 658-1511		\$0.00	
<b>Municipal Legislation / Projects</b>			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Crossroads Development of a 7 plus acre site with 8 new buildings including hotel, retail, residential and office uses. (CPC-2015-2025-ZC-HD-MCUP-CU-ZV-SPR)		No agencies lobbied this quarter	\$0.00



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## LOBBYING FIRM QUARTERLY REPORT

### Form 34

Liner LLP

FOR THE CALENDAR QUARTER ENDING Mar 31, 2017

Client Name and Contact Info	Total Payments		
CTK VENTURES 6374 Arizona Circle Los Angeles, CA 90045 (310) 9563500	\$12,388.25		
<b>Municipal Legislation / Projects</b>			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Kennel		City Council; Planning, City	\$12,388.25

Client Name and Contact Info	Total Payments		
CV 1800 BEVERLY, LLC c/o CityView 10877 Wilshire Blvd., 12th Floor Los Angeles, CA 90024 (310) 566-8766	\$12,560.00		
<b>Municipal Legislation / Projects</b>			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
1800 Beverly CityView		City Council; Planning, City	\$12,560.00

Client Name and Contact Info	Total Payments		
ESTATE FOUR 9200 Sunset Blvd., Suite 1110 West Hollywood, CA 90069 (310) 299-7020	\$0.00		
<b>Municipal Legislation / Projects</b>			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
2nd Street		No agencies lobbied this quarter	\$0.00

Client Name and Contact Info	Total Payments		
EYP REALTY c/o Brookfield Properties 601 South Figueroa Street, Suite 2200 Los Angeles, CA 90017 (213) 3308033	\$30,296.50		
<b>Municipal Legislation / Projects</b>			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Wilshire Grand Wilshire Grand		Planning, City; Transportation (LADOT, DOT)	\$30,296.50

Client Name and Contact Info	Total Payments



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## LOBBYING FIRM QUARTERLY REPORT

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Liner LLP

FOR THE CALENDAR QUARTER ENDING Mar 31, 2017

FOREST CITY RESIDENTIAL WEST, INC.  
949 S Hope St Ste 110  
Los Angeles, CA 90015  
(213) 488-0010

\$0.00

#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
949 S. Hope St.		No agencies lobbied this quarter	\$0.00
Blossom Plaza Blossom Plaza		No agencies lobbied this quarter	\$0.00

#### Client Name and Contact Info

GILMORE ASSOCIATES  
411 S. Main Street, Suite M100  
Los Angeles, CA 90013  
(213) 622-4949

Total Payments

\$0.00

#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Vibiana		No agencies lobbied this quarter	\$0.00

#### Client Name and Contact Info

GREENLAND LA METROPOLIS DEVELOPMENT II LLC  
777 South Figueroa Street, Suite 4650  
Los Angeles, CA 90017  
(213) 784-3906

Total Payments

\$0.00

#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Metropolis		No agencies lobbied this quarter	\$0.00

#### Client Name and Contact Info

HARRIDGE DEVELOPMENT GROUP, LLC  
6363 Wilshire Blvd., #600  
Los Angeles, CA 90048  
(323) 6581511

Total Payments

\$98,823.71

#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
5825 W Sunset		No agencies lobbied this quarter	\$0.00
Barlow Hospital		No agencies lobbied this quarter	\$0.00
Compton		No agencies lobbied this quarter	\$0.00
Deluxe		No agencies lobbied this quarter	\$0.00
General Real Estate		No agencies lobbied this quarter	\$0.00



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Granada Hills	City Council; Neighborhood Councils	\$17,603.50
Holy Hill, 1111 Sunset Blvd.	No agencies lobbied this quarter	\$0.00
Koreatown	City Council; Planning, City	\$32,423.00
La Puente	No agencies lobbied this quarter	\$0.00
LA Times Industrial	City Council; Planning, City	\$6,067.50
Lakeview Terrace	Building and Safety	\$802.50
Panorama City/Northridge	No agencies lobbied this quarter	\$0.00
Reseda/Reseda	City Council; Planning, City	\$32,960.00
San Feliciano/Woodland Hills	Planning, City	\$8,967.21
Studio City	No agencies lobbied this quarter	\$0.00
Temple Hospital	No agencies lobbied this quarter	\$0.00

Client Name and Contact Info	Total Payments
JADE ENTERPRISES, LLC 888 South Figueroa Street, Suite 1900 Los Angeles, CA 90017 (213) 7455191	\$16,604.50

Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
8th and Flower 8th and Flower		No agencies lobbied this quarter	\$0.00
Emerald		No agencies lobbied this quarter	\$0.00
Sapphire		Planning, City	\$16,604.50

Client Name and Contact Info	Total Payments
JAMISON PROPERTIES, LP 3470 Wilshire Boulevard, Suite 700 Los Angeles, CA 90010 (213) 201-1009	\$0.00

Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
1030 Lake 1030 Lake		No agencies lobbied this quarter	\$0.00
2140 Olympic		No agencies lobbied this quarter	\$0.00
668 Coronado		No agencies lobbied this quarter	\$0.00

Client Name and Contact Info	Total Payments



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## LOBBYING FIRM QUARTERLY REPORT

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Liner LLP

FOR THE CALENDAR QUARTER ENDING Mar 31, 2017

JIA YUAN USA CO., INC. 1020 South Figueroa Street Room 925 Los Angeles, CA 90015 (213) 743-7660	\$16,699.38
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#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
1020 S. Figueroa St./Los Angeles		City Council; Planning, City	\$16,699.38
Shenzhen Cancer Treatment Facility Shenzhen		No agencies lobbied this quarter	\$0.00

Client Name and Contact Info		Total Payments
LADDER CAPITAL FINANCE 10250 Constellation Blvd, Suite 260 Los Angeles, CA 90067 (310) 6012461		\$0.00

#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
431 N. La Cienega		No agencies lobbied this quarter	\$0.00

Client Name and Contact Info		Total Payments
LARCHMONT VILLAGE PARTNERS ONE LLC 704 Trenton Drive Beverly Hills, CA 90210 (310) 6505432		\$23,685.37

#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
229 N. Larchmont		No agencies lobbied this quarter	\$0.00
Mizrahi		City Council; Building and Safety	\$23,685.37

Client Name and Contact Info		Total Payments
LAURUS CORPORATION 1880 Century Park East, Ste 1016 Los Angeles, CA 90067 (310) 407.3222		\$0.00

#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Marriott Center Marriott Center		No agencies lobbied this quarter	\$0.00
Promenade Howard Hughes		No agencies lobbied this quarter	\$0.00

Client Name and Contact Info	Total Payments



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## LOBBYING FIRM QUARTERLY REPORT

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Liner LLP

FOR THE CALENDAR QUARTER ENDING Mar 31, 2017

LAWN SCHOOL LLC 1523 S. Orange Drive Los Angeles, CA 90019 (310) 8013768	\$1,170.00
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#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Flask and Field		Planning, City	\$1,170.00

Client Name and Contact Info		Total Payments
LEAP OF FAITH PARTNERS 1667 North Main Street Studio B16 Los Angeles, CA 90012 (805) 452-9055		\$0.00

#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
1324 Quintero Street		No agencies lobbied this quarter	\$0.00

Client Name and Contact Info		Total Payments
LOCAL CONSTRUCT 3112 Los Feliz Blvd. Los Angeles, CA 90039 (310) 997-2373		\$14,132.50

#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
1307 Lincoln 1307-1309 Lincoln		No agencies lobbied this quarter	\$0.00
Perch		Mayor, Office of; City Council; Building and Safety; Planning, City	\$14,132.50

Client Name and Contact Info		Total Payments
LOS ANGELES STREETCAR, INC. 850 S. Broadway, Penthouse Floor Los Angeles, CA 90014 (213) 6265321		\$14,944.48

#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Streetcar project/Downtown Los Angeles		City Council; Transportation (LADOT, DOT)	\$14,944.48

Client Name and Contact Info	Total Payments
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## LOBBYING FIRM QUARTERLY REPORT

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FOR THE CALENDAR QUARTER ENDING Mar 31, 2017

LOWE ENTERPRISES INC. 11777 San Vicente Boulevard, Suite 900 Los Angeles, CA 90049 (310) 8206661	\$141,132.50
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#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Arts District		Building and Safety; Water & Power (DWP)	\$8,562.50
Culver City/Washington, National and Venice Blvd.		City Council; Building and Safety; Planning, City	\$132,570.00

#### Client Name and Contact Info

MAGUIRE PROPERTIES - 755 S. FIGUEROA, LLC c/o Brookfield Property Group 601 South Figueroa Street, Suite 2200 Los Angeles, CA 90017 (213) 330-8104	\$8,855.00
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#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
755 S. Figueroa 755 S. Figueroa		City Council; Planning, City	\$8,855.00

#### Client Name and Contact Info

METSPRESSO LLC 2651 Nottingham PL. Los Angeles, CA 90027 (310) 9290430	\$30,000.00
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#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
LA Parklets		City Council	\$30,000.00

#### Client Name and Contact Info

MREC HD BLAKE STREET 6363 Wilshire Blvd., #600 Los Angeles, CA 90048 (323) 658-1511	\$0.00
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#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Blake Street (Bimbo Bakery)		No agencies lobbied this quarter	\$0.00

#### Client Name and Contact Info

MREC HD ELYSIAN PARK, LLC 6363 Wilshire Blvd., #600 Los Angeles, CA 90048 (323) 658-1511	\$7,051.50
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## LOBBYING FIRM QUARTERLY REPORT

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Liner LLP

FOR THE CALENDAR QUARTER ENDING Mar 31, 2017

#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Elysian Park (Barlow Hospital)		Planning, City	\$7,051.50

Client Name and Contact Info		Total Payments
NATIONAL ELECTRICAL CONTRACTORS ASSOCIATION 100 E. Corson St., Suite 410 Pasadena, CA 91103 (626) 792-6322		\$0.00

#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Minimum Wage Ordinance		No agencies lobbied this quarter	\$0.00

Client Name and Contact Info		Total Payments
NATIONWIDE RP CORPORATION 120 N Robertson Blvd Los Angeles, CA 90048 (310) 854-8734		\$10,222.50

#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Bibo Lounge Bibo lounge		No agencies lobbied this quarter	\$0.00
Dome/Arclight Complex		No agencies lobbied this quarter	\$0.00
Hollywood Pacific/6541 Hollywood Boulevard		No agencies lobbied this quarter	\$0.00
Robertson		City Council; Building and Safety; Planning, City	\$10,222.50

Client Name and Contact Info		Total Payments
NIKE, INC. One Bowman Dr. Beaverton, OR 97005 (503) 6716453		\$17,348.00

#### Municipal Legislation / Projects

Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Arizona Place		Building and Safety; Planning, City	\$17,348.00

Client Name and Contact Info		Total Payments
OXFORD CAPITAL GROUP 350 W. Hubbard Suite 440 Chicago , IL 60654 (312) 7559500		\$13,580.00

#### Municipal Legislation / Projects



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Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Godfrey Hotel Hollywood		Building and Safety; Planning, City	\$13,580.00

Client Name and Contact Info		Total Payments	
PRIME/CRDF MISSION HILLS, LLC 201 S Figueroa Street, Suite 300 Los Angeles, CA 90012 (310) 652-1177		\$1,715.00	
Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Olivo Mission Hills/10310 Sepulveda Boulevard		City Council; Building and Safety	\$1,715.00

Client Name and Contact Info		Total Payments	
REALM GROUP LLC 1201 Dove Street, Suite 520 Newport Beach, CA 92660 (949) 9751122		\$21,401.00	
Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Fashion District Tower		Neighborhood Councils	\$21,401.00

Client Name and Contact Info		Total Payments	
RELEVANT GROUP LLC 1605 No. Cahuenga Blvd. Hollywood, CA 90028 (323) 466-1400		\$59,815.00	
Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
General Real Estate		No agencies lobbied this quarter	\$0.00
Morrison Hotel		City Council; Building and Safety; Housing and Community Investment; Planning, City	\$59,815.00

Client Name and Contact Info		Total Payments	
RYDA VENTURES LLC 1525 S. Broadway Los Angeles, CA 90015 (213) 2266454		\$4,143.00	
Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount



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## LOBBYING FIRM QUARTERLY REPORT

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FOR THE CALENDAR QUARTER ENDING Mar 31, 2017

3301-3317 Sunset	No agencies lobbied this quarter	\$0.00
510 S. Broadway	No agencies lobbied this quarter	\$0.00
8016 W. 3rd	No agencies lobbied this quarter	\$0.00
810 E. 3rd	Planning, City	\$4,143.00

Client Name and Contact Info		Total Payments	
SHAPPELL LIBERTY INVESTMENT PROPERTIES, LLC 8383 Wilshire Boulevard, Suite 700 Beverly Hills, CA 90211 (323) 988-7590		\$52,706.75	
Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Porter Ranch - Town Center		No agencies lobbied this quarter	\$0.00
Village at Porter Ranch		City Council; Planning, City	\$52,706.75

Client Name and Contact Info		Total Payments	
SKID ROW HOUSING TRUST 1317 E. 7th Street Los Angeles, CA 90021 (213) 6830522		\$0.00	
Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
St. Mark's		No agencies lobbied this quarter	\$0.00

Client Name and Contact Info		Total Payments	
SOUTHERN CALIFORNIA AMBULANCE 2931 W. Valley Blvd. Alhambra, CA 91803 (323) 9671322		\$0.00	
Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
County License		No agencies lobbied this quarter	\$0.00

Client Name and Contact Info		Total Payments	
TRAMMELL CROW RESIDENTIAL 5790 Fleet Street, Suite 140 Carlsbad, CA 92008 (760) 431-3366		\$64,188.57	
Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount



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Alexan 1910 Temple and 330 N. Westlake Maple Multi-Family Development L.L.C.	No agencies lobbied this quarter City Attorney, Office of; Planning, City	\$0.00 \$64,188.57
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Client Name and Contact Info		Total Payments	
URBAN OFFERINGS 11400 W. Olympic Blvd., SUite 850 Los Angeles, CA 90064 (310) 4277432		\$0.00	
Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
7th and Maple		No agencies lobbied this quarter	\$0.00
General		No agencies lobbied this quarter	\$0.00

Client Name and Contact Info		Total Payments	
WATERMARK WESTWOOD VILLAGE LLC 2020 W. Rudasil Road Tucson, AZ 85704 (520) 6155243		\$73,668.75	
Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
Westwood		City Council	\$73,668.75

Client Name and Contact Info		Total Payments	
WESTLAND PARTNERS INC 433 N. Camden Drive, Suite 810 Beverly Hills , CA 90210 (310) 2479055		\$15,308.34	
Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
6344 Arizona Circle Kenne		City Council; Planning, City	\$15,308.34

Client Name and Contact Info		Total Payments	
WP WEST DEVELOPMENT ENTERPRISES 17771 Cowan Avenue, Suite 200 Irvine, CA 92614 (713) 454-4367		\$0.00	
Municipal Legislation / Projects			
Description	Reference Number(s)	City Agencies Lobbied	Project-related Amount
General		No agencies lobbied this quarter	\$0.00



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## LOBBYING FIRM QUARTERLY REPORT

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Liner LLP

FOR THE CALENDAR QUARTER ENDING **Mar 31, 2017**

**Total Payments From Clients: \$1,019,936.33**



Ethics Policy &lt;ethics.policy@lacity.org&gt;

## Municipal Lobbying Ordinance Review

Thu, Aug 10, 2017 at 12:31 PM

To: ethics.policy@lacity.org

My name is Curtis Sanchez and I am employed by the Afriat Consulting Group, Inc, a registered lobbying firm. While I am NOT a registered lobbyist, I am responsible for the gathering of information to file our firm's quarterly reports. I have recently had the opportunity to review the proposed changes to the lobbying ordinance and the following are my comments:

1. Switching to a 2-month reporting period instead of the current quarterly reporting requirement would be an extreme hardship to most lobbying firms. It takes several days to prepare a firm's quarterly report. More frequent reporting won't assist with additional transparency. I would imagine this would also increase the need for city resources to manage extra reporting periods which would also be a strain on the city's budget.
2. On the current quarterly reporting requirements, lobbying firms already need to disclose the City departments that are lobbied on any given quarter. Adding the requirement that lobbying firms include disclosure of EVERY contact made with a City official (including listing their name, department, etc.) would be an undue hardship to the lobbying firm. This also provides an unfair advantage to large companies that might NOT be using lobbyist(s) and/or lobbying firm. (They would be able to contact City officials as many times as they like without providing any disclosure.)
3. Changing the filing deadline date for quarterly reports from a 1 month period to a 10 day period is virtually impossible for most firms to comply with. As an accounting staff member that assists in the preparation of our firm's quarterly reports, it sometimes takes up to 10 days to gather the information on payments received from clients. (Prior accounting periods need to be closed and/or finalized, etc.) Instituting a 10 day filing requirement for quarterly reports will probably result in erroneous information being filed in order to make the 10 day deadline. Most lobbying firms will then probably need to file amended reports during the few weeks after the deadline to make sure the reporting is accurate.
4. The proposed ordinance states that a lobbying firm must report the gifts or financial benefit provided to a city official from a lobbyist and/or their CLIENT. A client might not always disclose to their lobbyist any gifts or financial benefit they or their employees might provide to a city official or a city employee. Also, how would the public know of any gift or financial benefit provided by a developer or other entity wishing to do business with or influence the City in which a lobbyist or lobbying firm isn't being used. Again, this would provide an unfair advantage to companies not using a lobbyist or lobbying firm.
5. In order to provide true reform to the City Ethics ordinance on lobbying, a provision should be made to prohibit elected officials, or those running for elective office, to contact registered lobbyists and lobbying firms to request fundraising assistance (i.e. small fundraising events, bundling of contributions from clients, etc.).

I appreciate the opportunity to provide my comments regarding the proposed lobbying ordinance change. Please contact me at [REDACTED] with any questions.

Best regards,  
Curtis Sanchez